

Volume 35, Number 20

Pages 1445–1518

October 15, 2010

SALUS POPULI SUPREMA LEX ESTO

*“The welfare of the people shall be the supreme law.”*



ROBIN CARNAHAN  
SECRETARY OF STATE

MISSOURI  
REGISTER

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The *Missouri Register* is published semi-monthly by

**SECRETARY OF STATE**

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ISSN 0149-2942, USPS 320-630; periodical postage paid at Jefferson City, MO  
Subscription fee: \$56.00 per year

**POSTMASTER:** Send change of address notices and undelivered copies to:

**MISSOURI REGISTER**

Office of the Secretary of State

Administrative Rules Division

PO Box 1767

Jefferson City, MO 65102

The *Missouri Register* and *Code of State Regulations* (CSR) are now available on the Internet. The Register address is <http://www.sos.mo.gov/adrules/moreg/moreg.asp> and the CSR is <http://www.sos.mo.gov/adrules/csr/csr.asp>. These websites contain rulemakings and regulations as they appear in the Registers and CSR. These websites do not contain the official copies of the Registers and CSR. The official copies remain the paper copies published by the Office of the Secretary of State pursuant to sections 536.015 and 536.031, RSMo Supp. 2009. While every attempt has been made to ensure accuracy and reliability, the Registers and CSR are presented, to the greatest extent practicable as they appear in the official publications. The Administrative Rules Division may be contacted by email at [rules@sos.mo.gov](mailto:rules@sos.mo.gov).

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## IN THIS ISSUE:

**Statement of Ownership, Management, and Circulation** . . .1449

### EMERGENCY RULES

**Department of Insurance, Financial Institutions and Professional Registration**  
State Board of Pharmacy . . . . .1451

### PROPOSED RULES

**Department of Agriculture**  
Plant Industries . . . . .1453  
**Department of Natural Resources**  
Clean Water Commission . . . . .1454  
**Department of Revenue**  
Director of Revenue . . . . .1476  
**Elected Officials**  
Secretary of State . . . . .1479  
**Department of Health and Senior Services**  
Division of Maternal, Child and Family Health . . . . .1482  
**Department of Insurance, Financial Institutions and Professional Registration**  
Life, Annuities and Health . . . . .1485  
State Board of Pharmacy . . . . .1485

### ORDERS OF RULEMAKING

**Department of Agriculture**  
State Milk Board . . . . .1487  
**Department of Transportation**  
Highway Safety Division . . . . .1489

**Department of Social Services**  
Children's Division . . . . .1489  
**Department of Insurance, Financial Institutions and Professional Registration**  
Division of Finance . . . . .1490

**CONTRACTOR DEBARMENT LIST** . . . . .1495

**DISSOLUTIONS** . . . . .1496

### SOURCE GUIDES

**RULE CHANGES SINCE UPDATE** . . . . .1501  
**EMERGENCY RULES IN EFFECT** . . . . .1506  
**EXECUTIVE ORDERS** . . . . .1508  
**REGISTER INDEX** . . . . .1511

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
June 1, 2010 June 15, 2010	July 1, 2010 July 15, 2010	July 31, 2010 July 31, 2010	August 30, 2010 August 30, 2010
July 1, 2010 July 15, 2010	August 2, 2010 August 16, 2010	August 31, 2010 August 31, 2010	September 30, 2010 September 30, 2010
August 2, 2010 August 16, 2010	September 1, 2010 September 15, 2010	September 30, 2010 September 30, 2010	October 30, 2010 October 30, 2010
September 1, 2010 September 15, 2010	October 1, 2010 October 15, 2010	October 31, 2010 October 31, 2010	November 30, 2010 November 30, 2010
October 1, 2010 October 15, 2010	November 1, 2010 November 15, 2010	November 30, 2010 November 30, 2010	December 30, 2010 December 30, 2010
November 1, 2010 November 15, 2010	December 1, 2010 December 15, 2010	December 31, 2010 December 31, 2010	January 30, 2011 January 30, 2011
December 1, 2010 December 15, 2010	January 3, 2011 January 18, 2011	January 29, 2011 January 29, 2011	February 28, 2011 February 28, 2011
January 3, 2011 January 18, 2011	February 1, 2011 February 15, 2011	February 28, 2011 February 28, 2011	March 30, 2011 March 30, 2011
February 1, 2011 February 15, 2011	March 1, 2011 March 15, 2011	March 31, 2011 March 31, 2011	April 30, 2011 April 30, 2011

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

**RSMo**—The most recent version of the statute containing the section number and the date.



Statement of Ownership, Management, and Circulation

(All Periodicals Publications Except Requester Publications)

1. Publication Title <b>Missouri Register</b>		2. Publication Number <b>0149-2942</b>		3. Filing Date <b>October 1, 2010</b>	
4. Issue Frequency <b>Semi-Monthly</b>		5. Number of Issues Published Annually <b>24</b>		6. Annual Subscription Price <b>\$56.00</b>	
7. Complete Mailing Address of Known Office of Publication (Not printer) (Street, city, county, state, and ZIP+4®) <b>James C. Kirkpatrick State Information Center Administrative Rules Division 1000 West Main, Room 168, Jefferson City, Cole County</b>				Contact Person <b>Waylene Hiles</b> Telephone (Include area code) <b>573-751-4015</b>	
8. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not printer) <b>Missouri</b> <b>James C. Kirkpatrick State Information Center 65101</b> <b>Administrative Rules Division</b> <b>1000 West Main, Room 168, Jefferson City, Cole County, Missouri 65101</b>					
9. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank)					
Publisher (Name and complete mailing address) <b>Secretary of State</b> <b>PO Box 1767</b> <b>Jefferson City, MO 65101</b>					
Editor (Name and complete mailing address) <b>Curtis Treat</b> <b>PO Box 1767</b> <b>Jefferson City, MO 65101</b>					
Managing Editor (Name and complete mailing address) <b>Waylene Hiles</b> <b>PO Box 1767</b> <b>Jefferson City, MO 65101</b>					
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11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box <input checked="" type="checkbox"/> None					
Full Name		Complete Mailing Address			
<b>N/A</b>					
12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one) The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes: <input type="checkbox"/> Has Not Changed During Preceding 12 Months <input checked="" type="checkbox"/> Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)					

13. Publication Title <b>Missouri Register</b>		14. Issue Date for Circulation Data Below <b>Oct 09-Sep 10 Sept. 15</b>	
15. Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a. Total Number of Copies (Net press run)		<b>267</b>	<b>250</b>
b. Paid Circulation (By Mail and Outside the Mail)	(1) Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	<b>174</b>	<b>143</b>
	(2) Mailed In-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	<b>58</b>	<b>57</b>
	(3) Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USPS®	<b>39</b>	<b>33</b>
	(4) Paid Distribution by Other Classes of Mail Through the USPS (e.g. First-Class Mail®)	<b>N/A</b>	<b>N/A</b>
c. Total Paid Distribution (Sum of 15b (1), (2), (3), and (4))		<b>271</b>	<b>233</b>
d. Free or Nominal Rate Distribution (By Mail and Outside the Mail)	(1) Free or Nominal Rate Outside-County Copies Included on PS Form 3541	<b>25</b>	<b>25</b>
	(2) Free or Nominal Rate In-County Copies Included on PS Form 3541	<b>N/A</b>	<b>N/A</b>
	(3) Free or Nominal Rate Copies Mailed at Other Classes Through the USPS (e.g. First-Class Mail)	<b>N/A</b>	<b>N/A</b>
	(4) Free or Nominal Rate Distribution Outside the Mail (Carriers or other means)	<b>8</b>	<b>8</b>
e. Total Free or Nominal Rate Distribution (Sum of 15d (1), (2), (3) and (4))		<b>33</b>	<b>33</b>
f. Total Distribution (Sum of 15c and 15e)		<b>304</b>	<b>266</b>
g. Copies not Distributed (See Instructions to Publishers #4 (page #3))		<b>10</b>	<b>10</b>
h. Total (Sum of 15f and g)		<b>314</b>	<b>276</b>
i. Percent Paid (15e divided by 15f times 100)		<b>89.14%</b>	<b>87.59%</b>

## 16. Publication of Statement of Ownership

☐ If the publication is a general publication, publication of this statement is required. Will be printed in the \_\_\_\_\_ issue of this publication.

☐ Publication not required.

## 17. Signature and Title of Editor, Publisher, Business Manager, or Owner

Date

*Stephane Hile, Director Administrative Review Division*

*9/30/10*

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**R**ules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

**R**ules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

**A**ll emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2220—State Board of Pharmacy  
Chapter 2—General Rules**

**EMERGENCY RULE**

**20 CSR 2220-2.005 Definitions**

**PURPOSE:** This emergency rule defines the term “drug” as utilized in Chapter 338, RSMo, and the rules of the board.

**EMERGENCY STATEMENT:** In August 2010, the board was made aware that several Missouri hospitals were participating in federally-authorized clinical trials for high-risk cancer patients utilizing investigational new drugs governed by 21 CFR 312, et. seq. The clinical trials are being conducted by the National Cancer Institute (NCI), an institute of the National Institutes of Health, an agency of the U.S. Department of Health and Human Services. NCI is a United States government agency and the largest single funder of cancer research in the world.

The investigational new drugs utilized in these cancer trials are being shipped into Missouri by third-party distributors located throughout the country. According to NCI, these investigational new drugs are used to treat patients in Missouri “who in most cases have failed standard treatment options for a life-threatening condition,” including pediatric neuroblastoma. The investigational new drugs are

also being used in “landmark double-blinded prevention trials in breast cancer.”

Pursuant to section 338.333, RSMo, any entity shipping “drugs” into Missouri must be licensed as a Missouri drug distributor. The third-party entities utilized by NCI are not licensed Missouri drug distributors and are financially or administratively unable to obtain licensure because of their corporate structure and/or their limited research and manufacturing functions. These entities include reputable agencies like the Mayo Clinic who, in some instances, are the sole manufacturers of these novel investigational products. As provided by section 338.315, RSMo, operating as an unlicensed distributor is a Class A misdemeanor for primary offenses and a Class D felony for subsequent offenses.

Based on section 338.333, RSMo, and the criminal penalties established by section 338.315, RSMo, several Missouri hospitals will reportedly cease all applicable cancer trials if drugs cannot be shipped into Missouri. In fact, one (1) such trial has already been suspended resulting in the interruption of therapy/treatment. NCI has also indicated that it may be required to cease providing these investigational agents into the state of Missouri threatening the continued care and treatment of these high-risk cancer patients. In a letter dated August 18, 2010, NCI specifically provided “For those investigational agents for which there is no commercial supply, the patients would have to cease participation on the clinical trial as they would not be able to obtain the investigational agents under clinical study.” According to Missouri physicians and treatment providers, cessation of these federally-authorized clinical trials will detrimentally and substantially threaten the continued care of hundreds of Missouri patients with life-threatening conditions. Significantly, many of the investigational drugs are not covered by standard insurance but are provided free of charge by NCI.

After the board’s review of applicable drug and pharmacy law, it is the board’s position that the term “drug” as utilized in Chapter 338, RSMo, was not intended to include investigational new drugs that are being utilized for the purposes of conducting a Food and Drug Administration (FDA)-approved clinical investigation of that drug or product, as referenced in the emergency rule. The board seeks to promulgate the emergency rule to define the term “drug” consistent with the aforementioned legal conclusion. The proposed definition would authorize the continued shipment of the investigational new drugs currently being utilized without a Missouri drug distributor license. Absent this definition and as represented to the board by the involved federal agencies, current clinical trials would be immediately terminated resulting in detrimental impact on hundreds of high-risk Missouri cancer patients. Notably, the distribution and manufacturing activities of the involved entities are already under extensive and detailed federal regulation.

As a result, this emergency rule is necessary to preserve a compelling governmental interest in the advancement of scientific research and the continuing necessary medical treatment of Missouri citizens. The emergency rule is also needed to prevent immediate danger to the public health, safety, and/or welfare by ensuring the availability of needed, affordable, and continued medical treatment for hundreds of Missouri adult and pediatric cancer patients with life-threatening conditions that have failed standard treatment options.

As a result, the Missouri State Board of Pharmacy finds that there is an immediate danger to the public health, safety, and/or welfare and a compelling governmental interest that requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri* and *United States Constitutions*. The Missouri State Board of Pharmacy believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed September 3, 2010, becomes effective September 13, 2010, and expires March 11, 2011.

(1) “Drug,” “prescription drug,” or “legend drug” means:

(A) Any drug subject to section 503(b) of the Federal Food, Drug and Cosmetic Act, including, finished dosage forms and active ingredients subject to section 503(b);

(B) Any drug required under federal law to be labeled with one (1) of the following statements, prior to being dispensed or delivered:

1. “Caution: Federal law prohibits dispensing without prescription”;

2. “Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian”; or

3. “Rx Only”; or

(C) Any drug required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use by practitioners only.

(2) The term “drug,” “prescription drug,” or “legend drug” shall not include an investigational new drug or biological product that is being utilized for the purposes of conducting a Food and Drug Administration (FDA)-approved clinical investigation of that drug or product. An “investigational new drug” shall be defined as any new drug or biological product that is governed by, and being distributed pursuant to, 21 CFR 312, et. seq.

*AUTHORITY: section 338.010, RSMo Supp. 2009 and sections 338.140, 338.280, and 338.350, RSMo 2000. Emergency rule filed Sept. 3, 2010, effective Sept. 13, 2010, expires March 11, 2011. A proposed rule covering this same material is published in this issue of the Missouri Register.*



**U**nder this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

**E**ntirely new rules are printed without any special symbolology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted printed in brackets.

**A**n important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

**I**f an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

**A**n agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety (90)-day-count necessary for the filing of the order of rulemaking.

**I**f an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

**Boldface text indicates new matter.**

[Bracketed text indicates matter being deleted.]

## Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 11—Missouri Plant Law Quarantines

### PROPOSED RULE

#### 2 CSR 70-11.060 Thousand Cankers Disease of Walnut Exterior Quarantine

**PURPOSE:** This rule prevents the introduction into Missouri of a newly-described destructive pest complex known as Thousand Cankers Disease of Walnut, consisting of an insect pest, the Walnut Twig Beetle, *Pityophthorus juglandis*, and a fungal pathogen, *Geosmithia morbida* sp. nov.

(1) It has been determined that Thousand Cankers Disease of Walnut, a lethal insect-fungal pathogen pest complex of walnut (*Juglans* spp.) has been detected in at least nine (9) states (Arizona, California,

Colorado, Idaho, New Mexico, Oregon, Tennessee, Utah, and Washington). The Walnut Twig Beetle is known from several western states and Mexico; however, the fungus is a newly-described fungus with a proposed name of *Geosmithia morbida* sp. nov. Thousand Cankers Disease has not yet been found in Missouri, but its introduction could cause an estimated \$851 million in losses over a twenty (20)-year period to the state economy, as well as inestimable, long-term ecological and sociological impacts. As such, the state entomologist, under the authority of section 263.140, RSMo, of the Missouri Plant Law does now establish a quarantine to prevent the introduction of this pest complex into Missouri and now sets forth the name of this pest complex against which the quarantine is established, the quarantined area, the articles regulated, and the penalty.

(2) The following definitions shall apply to this quarantine:

(A) Bark means the natural bark of a tree, including the ingrown bark around the knots and bark pockets between rings of annual growth and an additional one-half (½)-inch of wood, including the vascular cambium;

(B) Compliance agreement is a written agreement between the state entomologist and a person or entity moving regulated articles from or through a quarantined area into Missouri;

(C) Firewood for the purposes of this quarantine shall be defined as wood, either split or unsplit, in sections less than four feet (4') in length;

(D) State entomologist refers to the Missouri Department of Agriculture Plant Pest Control Bureau Administrator; and

(E) State plant regulatory official refers to the National Plant Board member of the state of origin.

(3) The following is a list of articles, the movement of which is regulated:

(A) The Walnut Twig Beetle, *Pityophthorus juglandis*, in any living stage of development;

(B) The fungal pathogen, *Geosmithia morbida* sp. nov.;

(C) Firewood of any non-coniferous (hardwood) species;

(D) All plants and plant parts of the genus *Juglans* including but not limited to nursery stock, budwood, scionwood, green lumber, and other material living, dead, cut, or fallen, including logs, stumps, roots, branches, and composted and uncomposted chips. Specific exceptions are nuts, nut meats, hulls, processed lumber (one hundred percent (100%) bark-free, kiln-dried with squared edges), and finished wood products without bark, including walnut furniture, instruments, and gun stocks; and

(E) Any article, product, or means of conveyance when it is determined by the state entomologist to present the risk of spread of the Walnut Twig Beetle, *Pityophthorus juglandis*, or the fungal pathogen, *Geosmithia morbida* sp. nov.

(4) Regulated articles from the areas listed below are prohibited entry into Missouri under any circumstances.

(A) Arizona.

(B) California.

(C) Colorado.

(D) Idaho.

(E) Nevada.

(F) New Mexico.

(G) Oregon.

(H) Tennessee.

(I) Utah.

(J) Washington.

(K) Any other areas of the United States as determined by the state entomologist to have Thousand Cankers Disease of Walnut.

(5) The following are conditions of movement of regulated articles:

(A) All regulated articles are prohibited movement into or transit through the state of Missouri;

(B) Articles listed in section (3) originating in an area not known to have Thousand Cankers Disease but transiting through an area known to have Thousand Cankers Disease will be considered to be regulated articles; and

(C) Regulated articles to be used for research purposes, at the discretion of the state entomologist, may move under a compliance agreement between the state entomologist and the Missouri recipient. At minimum, the compliance agreement shall require inspection of the regulated articles at the point of origin, a state phytosanitary certificate issued by the state plant regulatory official in the state of origin, and at least twenty-four (24) hours pre-shipment notification.

(6) Regulated articles transported in violation of this quarantine may be destroyed, or returned to the point of origin, at the discretion of the state entomologist. Common carriers or other carriers, persons, firms, or corporations who transport or move regulated articles in violation of this quarantine and these rules will be subject to the penalties named in section 263.180, RSMo, of the Missouri Plant Law.

(7) These rules are distinct from, and in addition to, any federal statute, regulation, or quarantine order addressing the interstate movement of articles from the known infested areas.

*AUTHORITY: sections 263.040, 263.050, and 263.180, RSMo 2000. Emergency rule filed April 2, 2010, effective April 12, 2010, expires Jan. 19, 2011. Original rule filed Sept. 24, 2010.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Agriculture, PO Box 630, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## **Title 10—DEPARTMENT OF NATURAL RESOURCES**

### **Division 20—Clean Water Commission**

#### **Chapter 8—Design Guides**

#### **PROPOSED AMENDMENT**

**10 CSR 20-8.110 Engineering—Reports, Plans, and Specifications.** The Missouri Department of Natural Resources (department) is amending the purpose statement, sections (1), (6), (7), and (8), and subsection (4)(B); adding a new subsection (1)(A), sections (2), (3), (4), and (5), and Figure 1; and deleting the editor's note, sections (2), (3), (5), and (9), and subsection (4)(A) of the rule in the *Code of State Regulations*.

*PURPOSE: This amendment will update the rule to current industry practices. Providing specific and clear requirements for engineering reports, facility plans, plans, and specifications will increase understanding and efficiency of submitted and reviewed construction permit applications.*

*PURPOSE: The following criteria have been prepared as a guide for the preparation of engineering reports or facility plans and detail plans and specifications. This rule is to be used with rules 10 CSR 20-8.120[—]through 10 CSR 20-8.220 for the planning and design*

*of the complete treatment facility. This rule reflects the minimum requirements of the Missouri Clean Water Commission [as] in regard[s] to adequacy of design, submission of plans, approval of plans, and approval of completed [sewage works] wastewater treatment facilities. It is not reasonable or practical to include all aspects of design in these standards. The design engineer should obtain appropriate reference materials which include but are not limited to: copies of all ASTM International standards, design manuals such as Water Environment Federation's Manuals of Practice (MOPs), and other sewer and wastewater treatment design manuals that are considered as containing principles of accepted engineering practice. Deviation from these minimum requirements will be allowed where sufficient documentation is presented to justify the deviation. These criteria are taken largely from the 2004 edition of the Great Lakes-Upper Mississippi River Board of State [Sanitary Engineers] and Provincial Public Health and Environmental Managers Recommended Standards for [Sewage Works] Wastewater Facilities and are based on the best information presently available. These criteria were originally filed as 10 CSR 20-8.030. It is anticipated that they will be subject to review and revision periodically as additional information and methods appear. [Addenda or supplements to this publication will be furnished to consulting engineers and city engineers. If others desire to receive addenda or supplements, please advise the Clean Water Commission so that names can be added to the mailing list.]*

(1) Definitions. Definitions as set forth in the Clean Water Law and 10 CSR 20-2.010 shall apply to those terms when used in this rule, unless the context clearly requires otherwise. Where the terms "shall" and "must" are used, they are to mean a mandatory requirement insofar as approval by the [agency] Missouri Department of Natural Resources (department) is concerned, unless justification is presented for deviation from the requirements. Other terms, such as "should," "recommend," "preferred," and the like, indicate [discretionary requirements on the part of the agency and deviations are subject to individual consideration] the preference of the department for consideration by the design engineer.

(A) Deviations. Deviations from these rules may be approved by the department when engineering justification satisfactory to the department is provided. Justification must substantially demonstrate in writing and through calculations that a variation(s) from the design rules will result in either at least equivalent or improved effectiveness. Deviations are subject to case-by-case review with individual project consideration.

[(2) Exceptions. This rule shall not apply to facilities designed for twenty-two thousand five hundred (22,500) gallons (85.4 m<sup>3</sup>) per day or less (see 10 CSR 20-8.020 for the requirements for those facilities).]

(2) Applicability. This rule shall apply to all facilities with a design flow of one hundred thousand (100,000) gallons (378.5 m<sup>3</sup>) per day or greater. This rule shall also apply to all facilities with a design flow of twenty-two thousand five hundred (22,500) gallons (85.2 m<sup>3</sup>) per day or greater until such time as 10 CSR 20-8.020 is amended.

[(3) Engineering services are performed in three (3) steps—engineering report or facilities plan; preparation of construction plans, specifications and contractual documents; and construction compliance, inspection, administration and acceptance. These services are generally performed by engineering firms in private practice but may be executed by municipal, state or federal agencies. All reports, plans and specifications should be submitted at least sixty (60) days prior to the date upon which action by the agency is desired,

or in accordance with NPDES or other schedules. The documents, at the appropriate times, should be submitted for formal approval and should include the engineer's report (facilities plan) and design drawings and specifications. For non-grant projects which are unusual or complex, it is suggested that the engineer meet with the appropriate regional office to discuss the project and that preliminary reports be submitted for review prior to the preparation of final plans and specifications. These documents are used by the owner in programming future action, by the agency to evaluate probable compliance with statutes and regulations, by bond attorneys and investment houses to develop and evaluate financing and by the news media. Preliminary reports and plans shall broadly describe existing problems; consider methods for alternate solutions including site and/or route selection; estimate capital and annual costs; and outline steps for further project implementation, including financing and approval by regulatory agencies. No approval for construction can be issued until final, detailed plans and specifications have been submitted to the agency and found to be satisfactory.]

**(3) General.**

(A) Engineering Services. Engineering services are performed in three (3) steps—

1. Engineering report or facility plan;
2. Preparation of construction plans and specifications; and
3. Contractual documents, construction compliance, inspection, administration, and acceptance.

(B) 10 CSR 20-8.110 Engineering—Reports, Plans, and Specifications covers the items in paragraphs (3)(A)1. and 2. above.

(C) All reports, plans, and specifications must be submitted at least one hundred eighty (180) calendar days prior to the date upon which action by the department is desired, or in accordance with a National Pollutant Discharge Elimination System (NPDES) permit or other departmental schedules. The documents, at the appropriate times, must be submitted for formal approval and should include the engineer's report or facility plan, design drawings, and specifications. Engineering reports or facility plans must be approved by the department prior to the submittal of the design drawings, specifications, and the appropriate permit applications and fees. For projects involving both collection systems and wastewater treatment facilities, the information required in subsection (4)(B) must be included in the facility plan. These documents are used by the owner in programming future action, by the department to evaluate probable compliance with statutes and regulations, and by bond attorneys and investment houses to develop and evaluate financing. Engineering reports and facility plans should broadly describe existing problems; consider methods for alternate solutions including site and/or route selection; estimate capital and annual costs; and outline steps for further project implementation, including financing and approval by the department and other agencies. No approval for construction can be issued until final detailed plans and specifications with the design engineer's imprint of his/her registration seal with the date and engineer's signature affixed have been submitted and found to be satisfactory by the department.

(D) Engineering reports and facility plans shall include a statement identifying the continuing authority, a contact person for the authority, and the continuing authority phone number and address, along with the design engineer's imprint of his/her registration seal with the date and engineer's signature affixed to the document.

[(4) Engineering Report or Facility Plan. For construction grant projects the federal regulations describe requirements

for the facility plan which must be met. The engineering report, for nongrant projects, assembles basic information; presents design criteria and assumptions; examines alternate projects with preliminary layouts and cost estimates; describes financing methods giving anticipated charges for users; reviews organizational and staffing requirements; offers a conclusion with a proposed project for client consideration; and outlines official actions and procedures to implement the project. The concept, including process description and sizing, factual data and controlling assumptions and considerations for the functional planning of sewerage facilities are presented for each process unit and for the whole system. These data form the continuing technical basis for detail design and preparation of construction plans and specifications. Architectural, structural, mechanical and electrical designs are usually excluded. Sketches may be desirable to aid in presentation of a project. Outline specifications of process units, special equipment, etc., are occasionally included.

(A) Format for Content and Presentation. It is urged that the following paragraphs be utilized as a guideline for content and presentation of the project engineering report to the agency for review and approval.

1. Title. The wastewater facilities report—collection, conveyance, processing and discharge of wastewater.

2. Letter of transmittal. A one (1) page letter typed on the firm's letterhead and bound into report should include submission of report to the client, statement of feasibility of recommended project, acknowledgment to those giving assistance and reference to project as outgrowth of approved area-wide wastewater management plans.

3. Title page. Title of project; municipality, county or other sponsoring agency; names of officials, managers, superintendents; name and address of firm preparing report; seal and signature of the professional engineer in charge of project.

4. Table of contents. (Number all pages; cross-reference by page number.) Section heading, chapter heading and sub-headings; maps; graphs; illustrations, exhibits; diagrams; appendices.

5. Summary. Highlight, very briefly, what was found from the study.

A. Findings. Population—present, design (when), ultimate; land use and zoning—portion per residential, commercial, industrial, greenbelt, etc.; wastewater characteristics and concentrations—portions of total hydraulic, organic and solids loading attributed to residential, commercial and industrial fractions; collection system projects—immediate needs to implement recommended project, deferred needs to complete recommended project and pump stations, force mains, appurtenances, etc.; selected process and site—characteristics of process expected for effluent quality and description of site, environmental assessment of selected process; receiving waters—existing water quality and quantity, classifications and downstream water uses and impact of project on receiving water; proposed project—total project costs, total annual expense requirements for debt service; operation, personnel and operation and nonpersonnel; finances—indicate financing requirements and typical annual charges; organization—administrative control necessary to implement project, carry through to completion, operate and maintain wastewater facility and system; and changes—alert client to situations that could alter recommended project.

B. Conclusions. Project(s) recommended to client for immediate construction, suggested financing program and other.

C. Recommendations. Summarized, step-by-step actions, for client to follow to implement conclusions—official acceptance of report; adoption of recommended project;

submission of report to agency for review and approval; authorization of engineering services for approved project (construction plans, specifications, contract documents, etc.); legal services; enabling ordinances, resolutions, etc., required; adoption of sewer-use ordinance; adoption of operating rules; financing program requirements; organization and administration (structure, personnel, employment, etc.); time schedules—implementation, construction, completion dates, reflecting applicable hearings, stipulations, abatement orders.

6. Introduction. Purpose—reasons for report and circumstances leading up to report; scope—coordination of recommended project with approved comprehensive master plan and guideline for developing the report.

7. Existing conditions and projections.

A. Planning period. Total period of time for which program is to be studied.

B. Land use. Existing area, expansion, annexation, intermunicipal service, ultimate planning area; drainage basin, portion covered; and residential, commercial and industrial land use, zoning, population densities, industrial types and concentrations.

C. Demographic and economic data. Population growth, trends, increase during design of life of facility (graph); assessed valuation, tax structure, tax rates, portions for residential, commercial, industrial property; employment, from within and outside service area; transportation systems, effect on commuter influx, exempt property (schools, colleges, churches, foundations, governmental agencies, etc.) and effect on project; and costs of present water and wastewater services.

D. General. Topography, general geology and effect on project; and meteorology, precipitation, runoff, flooding, etc. and effect on project.

E. Forecasts of flow and waste loads. Water consumption (total, unit, industrial); wastewater flow pattern, peaks, total design flow; physical, chemical and biological characteristics and concentrations; residential, commercial, industrial, infiltration/inflow fractions, considering organic, solids, toxic, aggressive, etc. substances; tabulate each fraction separately and summarize.

F. Local regulations. Existing ordinances and rules including defects and deficiencies, etc.; recommended amendments, revisions or cancellation and replacement; sewer-use ordinance (toxic, aggressive, volatile, etc. substances) surcharge based on volumes and concentration for industrial wastewaters; existing contracts and agreements (intermunicipal, etc.); and enforcement provisions including inspection, sampling, detection, penalties, etc.

8. Existing facilities evaluation.

A. Existing collection system. Inventory of existing sewers; isolation from water supply wells; adequacy to meet project needs (structural condition, hydraulic capacity tabulation); gauging and infiltration/inflow analysis; overflows and required maintenance, repairs, improvements and methods for control; outline repair, replacement and storm-water separation requirements; evaluation of costs for treating infiltration/inflow versus cost for rehabilitation of system; establish renovation priorities, if selected; present recommended annual program to renovate sewers; and indicate required annual expenditure.

B. Existing treatment plant site. Area for expansion, terrain, subsurface conditions; isolation from habitation; isolation from water supply structures; enclosures of units, odor control, landscaping, etc.; and flooding (predict elevation of twenty-five (25) and one hundred (100)-year flood stage).

C. Existing facilities. Tabulate capacities and adequacy

of units (wastewater treatment, sludge processing and sludge disposal); relationship and/or applicability to proposed project; age and condition; adaptability to different usages; structures to be retained, modified or demolished; and outfall.

D. Existing wastewater characteristics. Water consumption from records (total, unit, industrial); wastewater flow pattern, peaks, total design flow (verify accuracy of installed metering equipment); physical, chemical and biological characteristics and concentrations; residential, commercial, industrial, infiltration/inflow fractions, considering organic solids, toxic, aggressive, etc. substances; tabulate each fraction separately and summarize.

E. Evaluation of unsewered communities. Types of existing residential systems and their construction of deficiencies, operational problems and number of residents served.

9. Basic project development.

A. Proposed collection system. Inventory of proposed additions, isolation from water supply wells, reservoirs, facilities, etc.; area of service; unusual construction problems; utility interruption and traffic interference; restoration of pavements, lawns, etc.

B. Design wastewater characteristics. Character of wastewater necessary to insure amenability to process selected; need to pretreat industrial wastewater before discharge to sewers; portion of residential, commercial, industrial wastewater fractions to comprise projected growth.

C. Receiving water considerations. Upstream wastewater discharges; receiving water base flow; characteristics (concentrations) of receiving waters; downstream water uses including water supply, recreation, agricultural, industrial, etc.; impact of proposed discharge on receiving waters; tabulation of plant performance versus receiving water requirements; listing of effluent characteristics; and correlation of plant performance versus receiving water requirements. A determination from the Department of Natural Resources, Division of Geology and Land Survey, of whether the receiving stream is losing or gaining shall be included in the engineering report (facility plan).

D. Effluent limitations. Allowable concentration of pollutants in the effluent based on 10 CSR 20-7.015 Effluent Regulations.

E. Treatment plant site requirements. Compare advantages and disadvantages relative to cost, hydraulic requirements, flood control, accessibility, enclosure of units, odor control, landscaping, etc. and isolation with respect to potential nuisances and protection of water supply facilities.

F. Alternatives. Consider such items as regional solutions, optimum operation of existing facilities, flow and waste reduction, location of facilities, phased construction, necessary flexibility and reliability, sludge disposal, alternative treatment sites, alternative collection and treatment processes and institutional arrangements.

G. Alternative process and sites. Describe and delineate (line diagrams); preliminary design for cost estimates; estimates of total project cost (dated, keyed to construction cost index, escalated, etc.); advantages and disadvantages of each; individual differences, requirements, limitations; characteristics of process output; comparison of process performances; environmental assessment of each (including both primary and secondary impacts); operation and maintenance expense and energy requirements; and annual expense requirements (tabulation of annual operation, maintenance, personnel, debt obligation for each alternate).

H. Selected process and site. Identify and justify process and site selected; adaptability to meet initial and future needs; environmental assessment; outfall location;

and describe immediate and deferred construction.

I. *Project financing.* Review applicable, financing methods; effect of state and federal assistance; assessment (a combination of methods should most probably be applied to distribute cost and expenses as equitably as possible in relation to benefit received) by valuation, front foot, area unit or other benefit; charges (a combination of methods should most probably be applied to distribute cost and expenses as equitably as possible in relation to benefit received) by connection, occupancy, readiness-to-serve, water consumption, industrial wastewater discharge, etc.; existing debt service requirements; bond retirement schedule; tabulate all expenses; show how representative properties and users are to be affected; and show anticipated typical annual charge to user and nonuser.

J. *Legal and other considerations.* Needed enabling legislation, ordinances, rules; statutory requirements and limitations, contractual considerations for intermunicipal cooperation; and public information and education.]

**(4) Engineering Report or Facility Plan.**

**(A) General.**

1. The engineering report or facility plan identifies and evaluates wastewater related problems; assembles basic information; presents criteria and assumptions; examines alternate projects, with preliminary layouts and cost estimates; describes financing methods; sets forth anticipated charges for users; reviews organizational and staffing requirements; offers a conclusion with a proposed project for client consideration; and outlines official actions and procedures to implement the project. The planning document must include sufficient detail to demonstrate that the proposed project meets applicable criteria.

2. The overall plan, including process description and sizing, factual data, and controlling assumptions and considerations for the functional planning of wastewater facilities, is presented for each process unit and for the whole system. These data form the continuing technical basis for the detailed design and preparation of construction plans and specifications.

3. Architectural, structural, mechanical, and electrical designs are usually excluded. Sketches may be desirable to aid in presentation of a project. Outline specifications of process units, special equipment, etc., are occasionally included.

4. Engineering reports must be completed for projects involving gravity sewers, pressure sewer systems, wastewater pumping stations, and force mains. Facility plans must be completed for projects involving wastewater treatment facility projects and projects receiving funding through the grant and loan programs under 10 CSR 20-4.

A. Unless required by the department, an engineering report will not have to be submitted for projects limited to only eight-inch (8") (20 cm) gravity sewer extensions.

(B) *Engineering Reports.* Engineering reports shall contain the following information and other pertinent information as required by the department:

1. *Problem defined.* Description of the existing system must include an evaluation of the conditions and problems needing correction;

2. *Flow loads.* The existing and design average and peak flows and waste load must be established. The basis of the projection of initial and future flows and waste load must be included and must reflect the existing, or initial service area, and the anticipated future service area. Flow loading information and data needed for new facilities are included in paragraph (4)(C)4. of this rule;

3. *Impact on existing wastewater facilities.* The impact of the proposed project on all existing wastewater facilities, including gravity sewers, pump stations, and treatment facilities, must be evaluated. Refer to 10 CSR 20-8.120 and 10 CSR 20-8.130;

4. *Project description.* A written description of the project

is required;

5. *Drawings.* Drawings or sketches identifying the site of the project and anticipated location and alignment of proposed facilities are required;

6. *Technical information and design criteria.* All technical and design information used to design the collection system(s), pump station(s), etc., must be provided either in the engineering report or in the summary of design and shall include, at a minimum, design tabulation flow, size, and velocities; all pump station calculations including energy requirements; special appurtenances; stream crossings; and system map (report size). Outline unusual specifications, construction materials, and construction methods; maps, photographs, and diagrams; and other supporting data needed to describe the system. If an engineering report is not required, this information must be included in the summary of design. Refer to 10 CSR 20-8.110(5);

7. *Site information.* Project site information should include topography, soils, geologic conditions, depth to bedrock, groundwater level, floodway or floodplain considerations, distance to water supply structures, roads, residences, and other pertinent site information; and

8. It is preferred that any request for a deviation from 10 CSR 20-8 be addressed along with the engineering justifications in the engineering report. Otherwise, all requests for deviations from 10 CSR 20-8.120 and 10 CSR 20-8.130 must accompany the plans and specifications.

(C) *Facility Plans.* Facility plans shall contain the following and other pertinent information as required by the department:

1. *Problem evaluation and existing facility review—*

A. Descriptions of existing system, including condition and evaluation of problems needing correction; and

B. Summary of existing and previous local and regional wastewater facility and related planning documents, if applicable;

2. *Planning and service area.* Drawings identifying the planning area, the existing and potential future service area, the site of the project, and anticipated location and alignment of proposed facilities are required;

3. *Population projection and planning period.* Present and predicted population shall be based on a twenty (20)-year planning period. Phased construction of wastewater facilities shall be considered in rapid growth areas. Sewers and other facilities with a design life in excess of twenty (20) years shall be designed for the extended period;

4. *Hydraulic capacity.*

A. *Flow definitions and identification.* The following flows for the design year shall be identified and used as a basis for design for sewers, pump stations, wastewater treatment facilities, treatment units, and other wastewater handling facilities. Where any of the terms defined in this section are used in these design standards, the definition contained in this section applies.

(I) *Design average flow—*The design average flow is the average of the daily volumes to be received for a continuous twelve (12)-month period expressed as a volume per unit time. However, the design average flow for facilities having critical seasonal high hydraulic loading periods (e.g., recreational areas, campuses, and industrial facilities) shall be based on the daily average flow during the seasonal period.

(II) *Design maximum daily flow—*The design maximum daily flow is the largest volume of flow to be received during a continuous twenty-four (24)-hour period expressed as a volume per unit time.

(III) *Design peak hourly flow—*The design peak hourly flow is the largest volume of flow to be received during a one (1)-hour period expressed as a volume per unit time.

(IV) *Design peak instantaneous flow—*The design peak instantaneous flow is the instantaneous maximum flow rate to be received.

**B. Hydraulic capacity for existing collection and treatment systems.**

(I) Projections shall be made from actual flow data to the extent possible.

(II) The probable degree of accuracy of data and projections shall be evaluated. This reliability estimation shall include an evaluation of the accuracy of existing data, based on no less than one (1) year of data, as well as an evaluation of the reliability of estimates of flow reduction anticipated due to infiltration/inflow (I/I) reduction or flow increases due to elimination of sewer overflows and backups.

(III) Critical data and methodology used shall be included. Graphical displays of critical peak wet weather flow data (refer to parts (4)(C)4.A.(II), (III), and (IV) of this rule) shall be included for a sustained wet weather flow period of significance to the project.

**C. Hydraulic capacity for new collection and treatment systems.**

(I) The sizing of wastewater facilities receiving flows from new wastewater collection systems shall be based on an average daily flow of one hundred (100) gallons (0.38 m<sup>3</sup>) per capita per day plus wastewater flow from industrial facilities and major institutional and commercial facilities unless water use data or other justification upon which to better estimate flow is provided.

(II) The one hundred (100) gallons (0.38 m<sup>3</sup>) per capita per day figure shall be used, which, in conjunction with a peaking factor from the following Figure 1, included herein, is intended to cover normal infiltration for systems built with modern construction techniques. Refer to 10 CSR 20-8.120.

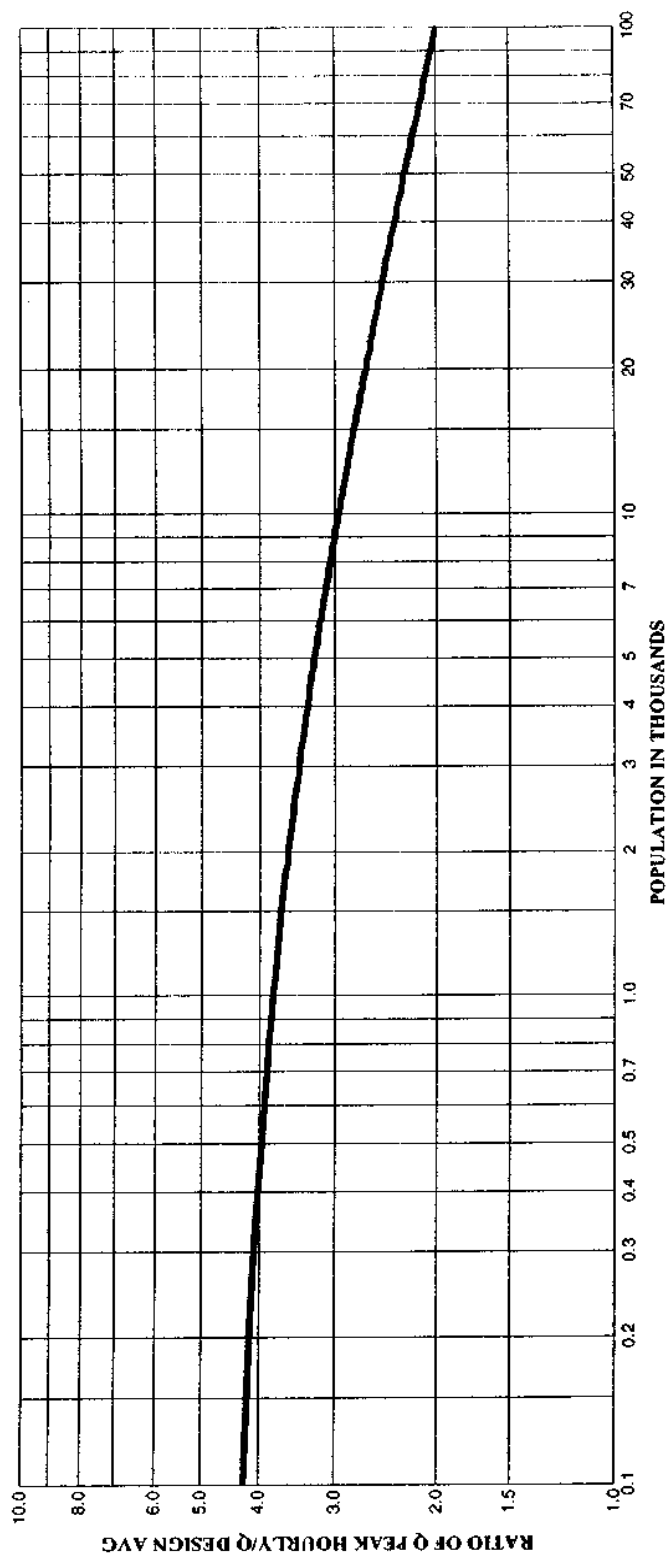


Figure 1. Ratio of peak hourly flow to design average flow.

where

Q peak hourly = Maximum Rate of Wastewater Flow (Peak Hourly Flow)

Q design avg = Design Average Daily Wastewater Flow

$$\text{Equation: } Q \text{ Peak Hourly}/Q \text{ Design Avg} = \frac{18 + \sqrt{P}}{4 + \sqrt{P}}$$

where

P = population in thousands

(III) If the new collection system is to serve existing development the likelihood of infiltration/inflow (I/I) contributions from existing service lines and non-wastewater connections to those services lines shall be evaluated and wastewater facilities designed accordingly.

D. Combined sewer interceptors. In addition to the above requirements, interceptors for combined sewers shall have capacity to receive sufficient quantity of combined wastewater for transport to treatment facilities to ensure attainment of the appropriate water quality standards;

5. Organic capacity.

A. Organic load definitions and identification. The following organic loads for the design year shall be identified and used as a basis for design of wastewater treatment facilities. Where any of the terms defined in this section are used in these design standards, the definition contained in this section applies.

(I) Biochemical Oxygen Demand—The five (5)-day Biochemical Oxygen Demand ( $BOD_5$ ) is defined as the amount of oxygen required to stabilize biodegradable organic matter under aerobic conditions within a five (5)-day period.

(a) Total five (5)-day Biochemical Oxygen Demand ( $TBOD_5$ ) is equivalent to  $BOD_5$  and is sometimes used in order to differentiate carbonaceous plus nitrogenous oxygen demand from strictly carbonaceous oxygen demand.

(b) The carbonaceous five (5)-day Biochemical Oxygen Demand ( $CBOD_5$ ) is defined as  $BOD_5$  less the nitrogenous oxygen demand of the wastewater.

(II) Design average  $BOD_5$ —The design average  $BOD_5$  is generally the average of the organic load received for a continuous twelve (12)-month period for the design year expressed as weight per day. However, the design average  $BOD_5$  for facilities having critical seasonal high loading periods (e.g., recreational areas, campuses, and industrial facilities) shall be based on the daily average  $BOD_5$  during the seasonal period.

(III) Design maximum day  $BOD_5$ —The design maximum day  $BOD_5$  is the largest amount of organic load to be received during a continuous twenty-four (24)-hour period expressed as weight per day.

(IV) Design peak hourly  $BOD_5$ —The design peak hourly  $BOD_5$  is the largest amount of organic load to be received during a one (1)-hour period expressed as weight per day.

B. Design of organic capacity of wastewater treatment facilities to serve existing collection systems.

(I) Projections shall be made from actual wasteload data to the extent possible.

(II) Projections shall be compared to subparagraph (4)(C)5.C of this rule and an accounting made for significant variations from those values.

(III) Impact of industrial sources shall be documented.

C. Organic capacity of wastewater treatment facilities to serve new collection systems.

(I) Domestic wastewater treatment design shall be on the basis of at least 0.17 pounds (0.08 kg) of  $BOD_5$  per capita per day and 0.20 pounds (0.09 kg) of suspended solids per capita per day, unless information is submitted to justify alternate designs.

(II) Impact of industrial sources shall be documented.

(III) Data from similar municipalities may be utilized in the case of new systems. However, thorough investigation that is adequately documented shall be provided to the department to establish the reliability and applicability of such data;

6. Wastewater treatment facility design capacity. The wastewater treatment facility design capacity is the design average flow at the design average  $BOD_5$ . Refer to paragraphs (4)(C)4. and (4)(C)5. of this rule for peaking factors that will be required.

A. Engineering criteria. Engineering criteria and assumptions used in the design of the project shall be provided in the facility plan. Refer to subsection (4)(D) of this rule for additional information.

B. If the project includes the land application of wastewater, the requirements in 10 CSR 20-8.220 must be included with the facility plan;

7. Initial alternative development. For projects receiving funding through the grant and loan programs in 10 CSR 20-4, the process of selection of wastewater treatment and collection system alternatives for detailed evaluation shall be discussed. All wastewater management alternatives considered and the basis for the engineering judgment for selection of the alternatives chosen for detailed evaluation shall be included;

8. Detailed alternative evaluation. The following shall be included for the alternatives to be evaluated in detail.

A. Sewer system revisions. Proposed revisions to the existing sewer system including adequacy of portions not being changed by the project.

B. Wet weather flows. Facilities to transport and treat wet weather flows in a manner that complies with state and local regulations must be provided. The design of wastewater treatment facilities and sewers shall provide for transportation and treatment of all flows including wet weather flows unless the owner's National Pollutant Discharge Elimination System (NPDES) permit authorizes a bypass.

C. Site evaluation. When a site must be used which is critical with respect to these items, appropriate measures shall be taken to minimize adverse impacts.

(I) Compatibility of the treatment process with the present and planned future land use, including noise, potential odors, air quality, and anticipated sludge processing and disposal techniques, shall be considered. Non-aerated lagoons should not be used if excessive sulfate is present in the wastewater. Wastewater treatment facilities should be separate from habitation or any area likely to be built up within a reasonable future period and shall be separated in accordance with state and local requirements.

(II) Zoning and other land use restrictions shall be identified.

(III) An evaluation of the accessibility and topography of the site shall be submitted.

(IV) Area for future plant expansion shall be identified.

(V) Direction of prevailing wind shall be identified.

(VI) Flood considerations, including the twenty-five (25)-year and one hundred (100)-year flood levels, impact on floodplain and floodway, and compliance with applicable regulations in 10 CSR 20-8 regarding construction in flood-prone areas, shall be evaluated.

(VII) Geologic information, depth to bedrock, karst features, or other geologic considerations of significance to the project shall be included. A copy of a geological site evaluation from the department's Division of Geology and Land Survey providing stream determinations (gaining or losing) must be included for all new wastewater treatment facilities. A copy of a geological site evaluation providing site collapse and overall potentials from the department's Division of Geology and Land Survey must be included for all earthen basin structures. Earthen basin structures shall not be located in areas receiving a severe overall geological collapse potential rating.

(VIII) Protection of groundwater including public and private wells is of utmost importance. Demonstration that protection will be provided must be included. If the proposed wastewater facilities will be near a water source or other water facility, as determined by the department's Division of Geology and Land Survey or by the department's Public Drinking Water Branch addressing the allowable distance between these wastewater facilities and the water source must be included with the facility plan. Refer to 10 CSR 20-8.130 and 10 CSR 20-8.140.

(IX) Soil type and suitability for construction and depth to normal and seasonal high groundwater shall be determined.

(X) The location, depth, and discharge point of any



field tile in the immediate area of the proposed site shall be identified.

(XI) Present and known future effluent quality and monitoring requirements determined by the department shall be included. Refer to subparagraph (4)(C)8.N. of this rule.

(XII) Access to receiving stream for the outfall line shall be discussed and displayed.

(XIII) A preliminary assessment of site availability shall be included.

D. Unit sizing. Unit operation and preliminary unit process sizing and basis shall be discussed.

E. Flow diagram. A preliminary flow diagram of treatment facilities including all recycle flows shall be provided.

F. Emergency operation. Emergency operation requirements as outlined in 10 CSR 20-8.130 and 10 CSR 20-8.140 shall be discussed and provided.

G. The no-discharge option must be examined and included as an alternative in the facility plan.

H. Technology not included in these standards. 10 CSR 20-8.140 outlines procedures for introducing and obtaining approval to use technology not included in these standards. Proposals to use technology not included in these standards must address the requirements of 10 CSR 20-8.140.

I. Biosolids. The solids disposal options considered and method selected must be included. This is critical to completion of a successful project. Compliance with requirements of 10 CSR 20-8.170 and any conditions in the owner's National Pollutant Discharge Elimination System (NPDES) permit must be assured.

J. Treatment during construction. A plan for the method and level of treatment to be achieved during construction shall be developed and included in the facility plan that must be submitted to the department for review and approval. This approved treatment plan must be implemented by inclusion in the plans and specifications to be bid for the project. Refer to paragraph (5)(A)5. and subsection (7)(D) of this rule.

K. Operation and maintenance. Portions of the project which involve complex operation or maintenance requirements shall be identified, including laboratory requirements for operation, industrial sampling, and self monitoring.

L. Cost estimates. Cost estimates for capital and operation and maintenance (including basis) must be included for projects receiving funding through the grant and loan programs in 10 CSR 20-4.

M. Environmental review.

(I) Compliance with planning requirements of local government agencies must be documented.

(II) Any additional environmental information meeting the criteria in 10 CSR 20-4.050, for projects receiving funding through the state grant and loan programs.

N. Water quality reports. Include all reviews, studies, or reports required by 10 CSR 20-7, Water Quality, and approved by the department. Any information or sections in an approved study or report required by 10 CSR 20-7 that addresses the requirements in subsection (4)(C) of this rule can be incorporated into the facility plan in place of these sections;

9. Final project selection. The project selected from the alternatives considered under paragraph (4)(C)10. of this rule shall be set forth in the final facility plan document to be forwarded to the department for review and approval, including the financing considerations and recommendations for implementation of the plan; and

10. It is preferred that any request for a deviation from 10 CSR 20-8 be addressed along with the engineering justifications in the facility plan. Otherwise, all requests for deviations along with the engineering justification from 10 CSR 20-8.120 through 10 CSR 20-8.220 must accompany the plans and specifications.

[(B)](D) Appendices. Technical Information and Design Criteria. Due to the complexity of wastewater facilities or funding issues,

the following information shall be included upon the request of the department. All system design information can be submitted as, and for all review purposes will be considered, preliminary design data.

[1. Collection system. Design tabulation—flow, size, velocities, etc.; regulator or overflow design; pump station calculations including energy requirements; special appurtenances; stream crossings; and system map (report size).]

[2.]1. Process facilities. Criteria selection and basis; hydraulic and organic loadings—minimum, average, maximum, and effect (wastewater and sludge processes); unit dimensions; rates and velocities; detentions concentrations; recycle; chemical additive control; physical control and flow metering; removals; effluent concentrations, etc. (include a separate tabulation for each unit to handle solid and liquid fractions); energy requirement; and flexibility.

[3.]2. Process diagrams. Process configuration, interconnecting piping, processing, flexibility/, etc./; hydraulic profile; organic loading profile; solids profile; solids control system; and flow diagram with capacities, etc.

[4.]3. Laboratory. Physical and chemical tests and frequency to control process; time for testing; space and equipment requirements; and personnel requirements—number, type, qualifications, salaries, benefits (tabulate), and a brief description of the laboratory facility. See 10 CSR 20-8.140.

[5.]4. Operation and maintenance. Routine special maintenance duties; time requirements; tools, spare parts, equipment, vehicles, safety/, etc./; maintenance workspace and storage; and personnel requirements—number, type, qualifications, training, salaries, benefits (tabulate).

[6. Office space for administrative personnel and records.

7. Personnel services. Locker rooms and lunch rooms.]

[8.]5. Chemical control. Processes needing chemical addition; chemicals and feed equipment; tabulation of amounts and unit and total costs.

[9.]6. Collection systems control. Cleaning and maintenance; regulator and overflow inspection and repair; flow gauging; industrial sampling and surveillance; ordinance enforcement; equipment requirements; trouble-call investigation; and personnel requirements—number, type, qualifications, salaries, benefits, training (tabulate).

[10.]7. Control summary. Personnel; equipment; chemicals, utilities, list power requirements of major units; and summation.

[11. Support data. Outline unusual specifications, construction materials and construction methods; maps, photographs, diagrams; and other.]

[(5) Preliminary Design Review. On all grant projects the consulting engineer shall submit the project for review at approximately a twenty percent (20%) design stage. The design information to be submitted shall include a layout of the study area delineating all proposed improvements, including subareas, with contributing flows and design populations. All calculations regarding sizing of lift stations and treatment plan units shall also be included. A conference between the consultant and the review engineer may be arranged to discuss the project.]

(5) Summary of Design. A summary of design shall accompany the plans and specifications and shall include the following:

(A) Flow and waste projections including design and peak hydraulic and organic loadings shall be provided for sewers, pump stations, and wastewater treatment facilities. Information shall be submitted to verify adequate downstream capacity of sewers, pump stations, and wastewater treatment and sludge handling unit(s);

(B) Type and size of individual process units including unit dimensions; rates and velocities; detention times; concentrations; recycle; chemical additive control; physical control, flexibility,

and flow metering;

(C) Show process diagrams, including flow diagrams with capacities;

(D) Expected removal rates and concentrations of permitted effluent parameters in the discharge from the wastewater treatment facility, including a separate tabulation for each unit to handle solid and liquid fractions;

(E) Design calculations, tabulations, assumptions, and deviations from 10 CSR 20-8.120 through 10 CSR 20-8.220 used in the design of the system(s);

(F) Include unusual specifications, construction materials, and construction methods; maps, photographs, diagrams; and other support data needed to describe the system; and

(G) Unless required in 10 CSR 20-8.120 through 10 CSR 20-8.220, specific design calculations for the architectural, structural, and mechanical components of a system do not have to be included with the design criteria.

#### (6) Plans.

##### (A) General.

1. One (1) set of drawings shall be submitted to the department for review. In addition to the set of drawings, an electronic version of the plans can be submitted to assist in the review. Additional sets of drawings may be required by the department for final approval.

2. **Plan title.** All plans for *[sewage works]* wastewater facilities shall bear a suitable title showing the name of the municipality, sewer district, or institution; and shall show the scale in feet, a graphical scale, the north point, *[data]* date, and the name of the engineer, certificate number, and imprint of his/her registration seal **with the engineer's signature**. *[A space should be provided for signature and/or approval stamp of the appropriate reviewing and approving officials and/or agencies.]*

3. **Plan format.** The plans shall be clear and legible (suitable for microfilming or scanning). They shall be drawn to *[a]* scale, which will permit all necessary information to be plainly shown for review and suitable for the contracting and construction of the facilities. *[The size of the plans generally should not be larger than thirty by forty-two inches (30" x 42") (76 cm x 107 cm).]*

A. To allow for microfilming or scanning, plans must not be smaller than twenty-four inches by thirty-six inches (24" x 36") (61 cm x 91 cm) or larger than thirty-six inches by forty-eight inches (36" x 48") (91.4 cm x 122 cm). Datum used *[should]* shall be indicated. Locations and logs of test borings, when *[made]* required, shall be shown on the plans. **Test boring logs must be included on the plans or in the specifications as an appendix.** Blueprints shall not be submitted.

4. **Plan contents.** Detail plans shall consist of—plan views, elevations, sections, and supplementary views which, together with the specifications and general layouts, provide the working information for the contract and construction of the *[works]* facilities. **They shall also** include dimensions and relative elevations of structures, the location and outline form of equipment, location and size of piping, water levels, and ground elevations.

5. **Operation during construction.** Project construction documents shall specify the procedure for operation during construction that complies with the plan required by subparagraph (4)(C)8.J. and subsection (7)(D) of this rule.

##### (B) Plans of Sewers.

1. General plan. A *[comprehensive]* plan of *[the]* existing and proposed sewers shall be submitted for projects involving new sewer systems and substantial additions to existing systems. This plan shall show the following:

##### A. Geographical features.

(I) **Topography and elevations.** Existing or proposed streets and all streams or water surfaces shall be clearly shown. Contour lines at suitable intervals should be included.

(II) **Streams.** The direction of flow in all streams and high and low water elevations of all water surfaces *[at sewer outlets]* and overflows shall be shown.

(III) **Boundaries.** The boundary lines of the municipality *[and]* or the sewer district *[or]* and the area to be sewered shall be shown~~/.~~; and

B. Sewers. The plan shall show the location, size, and direction of flow of all existing and proposed sanitary and combined sewers draining to the treatment *[works]* facility concerned.

2. Detail plans. Detail plans shall be submitted. Profiles *[should]* shall have a horizontal scale of not more than one hundred feet (100') to the inch (12 m to the cm) and a vertical scale of not more than ten feet (10') to the inch (*[12 dm]* 1.2 m to the cm). Plan views should be drawn to a corresponding horizontal scale and **must be shown on the same sheet**. Plans and profiles shall show—

A. Location of streets and sewers;

B. Line of ground surface, pipe size, length between manholes, invert and surface elevation at each manhole, grade of sewer between each two (2) adjacent manholes, *[and]* pipe material and type, and where special construction features are required. All manholes shall be numbered on the plan and correspondingly numbered on the profile~~/.~~;

C. Where there is any question of the sewer being sufficiently deep to serve any residence, the elevation and location of the basement floor shall be plotted on the profile of the sewer which is to serve the house in question. The engineer shall state that all sewers are sufficiently deep to serve adjacent basements except where otherwise noted on the plans;

*[C./D.]* Locations of all special features such as inverted siphons, concrete encasements, elevated sewers, etc.;

*[D./E.]* All known existing structures and utilities both above and below ground, which might interfere with the proposed construction~~/.~~ or require isolation setback, particularly water mains~~/.~~ and water supply structures (i.e., wells, clear wells, basins, etc.), gas mains *[and]*, storm drains, and telephone, cable, and power conduits; and

*[E/F.]* Special detail drawings, made to a scale to clearly show the nature of the design, *[and]* shall be furnished to show the following particulars:

(I) *[a/]* All stream crossings *[and sewer outlets,]* with elevations of the stream bed and *[of normal and extreme]* high, normal, and low water levels; and

(II) *[d/]* Details of all special sewer joints and cross-sections; details of all sewer appurtenances such as manholes, lamp-holes, inspection chambers, inverted siphons, regulators, tide gates, and elevated sewers.

##### (C) Plans of *[Sewage]* Wastewater Pumping Stations.

1. Location plan. A plan shall be submitted for projects involving construction or revision of pumping stations. This plan shall show the following: the location and extent of the tributary area; any municipal boundaries with the tributary area; the location of the pumping station and force main; and pertinent elevations.

2. Detail plans. Detail plans shall be submitted showing the following, where applicable:

A. Topography of the site;

B. Existing pumping station;

C. Proposed pumping station, including provisions for installation of future pumps *[or ejectors]*;

D. Elevation of high water at the site and maximum elevation of *[sewage]* wastewater in the collection system upon occasion of power failure;

E. Maximum hydraulic gradient in downstream gravity sewers when all installed pumps are in operation; and

F. Test boring and groundwater elevations.

##### (D) Plans of *[Sewage]* Wastewater Treatment Plants.

##### 1. Location plan.

A. A plan shall be submitted showing the *[sewage]* wastewater treatment plant in relation to the remainder of the system.

**B.** Sufficient topographic features shall be included to indicate its location with relation to streams and the point of discharge of treated effluent.

2. General layout. Layouts of the proposed *[sewage] wastewater* treatment plant shall be submitted showing *[-]*—

**A.** *[-]*Topography of the site;

**B.** *[-]*Size and location of plant structures;

**C.** *[-]*Schematic flow diagram(s) showing the flow through various plant units and *[-]* **showing** utility systems serving the plant processes;

**D.** *[-]*Piping, including any arrangement for bypassing individual units; materials handled and direction of flow through pipes **shall be shown**;

**E.** *[-]*Hydraulic profiles showing the flow of *[sewage] wastewater*, supernatant *[liquid] liquor*, and sludge; **and**

**F.** *[-]*Test borings *[-]* and groundwater elevations shall be provided.

3. Detail plans. Detail plans shall show the following, unless otherwise covered by the specifications or *[-]* **engineer's reports—** **facility plan**:

**A.** *[-]*Location, dimensions, and elevations of all existing and proposed plant facilities;

**B.** *[-]*Elevations of high and low water level of the body of water to which the plant effluent is to be discharged;

**C.** *[-]*Type, size, pertinent features, and operating capacity of all pumps, blowers, motors, and other mechanical devices;

**D.** *[-]*Minimum, **design** average, and *[-]* **peak** hourly hydraulic flow in profile; and

**E.** *[-]*Adequate description of any other features pertinent to the design.

(7) Specifications.

**(A)** Complete technical specifications **shall be submitted** for the construction of sewers, *[sewage] wastewater* pumping stations, *[sewage] wastewater* treatment plants, and all appurtenances **and** shall accompany the plans.

**(B)** The specifications accompanying construction drawings shall include, but not be limited to, all construction information not shown on the drawings which is necessary to inform the builder, in detail, of the design requirements *[-]* **as to** the quality of materials, *[-]* **and** workmanship, and fabrication of the project *[-]* **and**.

**(C)** **The specifications shall also include:** the type, size, strength, operating characteristics, and rating of equipment; allowable infiltration; the complete requirements for all mechanical and electrical equipment, including machinery, valves, piping, and jointing of pipe; electrical apparatus, wiring, instrumentation, and meters; laboratory fixtures and equipment; operating tools; construction materials; special filter materials such as stone, sand, gravel, or slag; miscellaneous appurtenances; chemicals when used; instructions for testing materials and equipment as necessary to meet design standards; and performance tests for the completed *[-]* **facilities** and component units. It is suggested that these performance tests be conducted at design load conditions wherever practical.

**(D)** **Operation During Construction.** Specifications shall contain a program for keeping existing wastewater treatment plant units in operation during construction of plant additions. Should it be necessary to take plant units out of operation, specifications shall include detailed construction requirements and schedules to avoid unacceptable temporary water quality degradation in accordance with subparagraph (4)(C)8.J. and paragraph (5)(A)5. of this rule.

(8) Revisions to Approved Plans. Any deviations from approved plans or specifications affecting capacity, flow, **system layout**, operation of units, or point of discharge shall be approved **by the department** in writing before such changes are made. Plans or specifications so revised should, **therefore**, be submitted *[-]* **therefore**, well in advance of any construction work which will be affected by *[-]* **the**

such changes, to permit sufficient time for review and approval. Structural revisions or other minor changes not affecting capacities, flows, or operation will be permitted during construction without approval. As *[-]* built plans clearly showing the alterations shall be submitted to the *[-]* **agency** **department** at the completion of the work.

*[-]* **(9) Operation During Construction.** Specifications shall contain a program for keeping existing treatment plant units in operation during construction of plant additions. Should it be necessary to take plant units out of operation, a shutdown schedule which will minimize pollutional effects on the receiving stream shall be reviewed and approved in advance by the agency and shall be adhered to.

**AUTHORITY:** section 644.026, RSMo [1986] 2000. Original rule filed Aug. 10, 1978, effective March 11, 1979. Amended: Filed Sept. 14, 2010.

**PUBLIC COST:** This proposed amendment will increase the department work hours without an increase in employees. It is estimated that the department will review one hundred (100) engineering reports and fourteen (14) facility plans per year that will require revisions and additional education per the amended rule. As consultants become more familiar and understand the requirements of the proposed rule, a decrease in costs and work hours will occur over time. This proposed amendment will cost the department and public entities a total estimate of one hundred seventy-two thousand one hundred sixteen dollars (\$172,116) for three (3) years after this rule becomes effective.

**PRIVATE COST:** This proposed amendment will cost private entities a total estimate of one hundred seventy-four thousand one hundred ninety-four dollars (\$174,194) for three (3) years after this rule becomes effective.

**NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Natural Resources, Water Protection Program, Emily Lyon, PO Box 176, Jefferson City, MO 65102 or hand-delivered to the Lewis and Clark State Office Building, 1101 Riverside Drive, Jefferson City, Missouri. Comments may be sent with name and address through email to emily.lyon@dnr.mo.gov. Public comments must be received by January 19, 2011. The Missouri Clean Water Commission will hold a public hearing on this proposed amendment at 9:00 a.m., January 12, 2011, at the Lewis and Clark State Office Building, La Charrette & Nightingale Creek Conference Room, 1101 Riverside Drive, Jefferson City, Missouri 65102.

**FISCAL NOTE  
PUBLIC COST**

- I. Department Title: Department of Natural Resources**  
**Division Title: Clean Water Commission**  
**Chapter Title: Engineering – Reports, Plans and Specifications**

<b>Rule Number and Name:</b>	<i>10 CSR 20-8.110 Engineering – Reports, Plans and Specifications</i>
<b>Type of Rulemaking:</b>	<i>Proposed Rule Amendment</i>

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
<i>Department of Natural Resources</i>	The cost of compliance is <b>\$34,594</b>
<i>Publicly Owned Treatment Works (POTWs) which includes Municipalities and Sewer Districts</i>	The cost of compliance is <b>\$137,522</b>
<i>Department and POTWs</i>	The total cost of compliance is <b>\$172,116</b>

Note: Aggregate costs rounded.

**III. WORKSHEET****DNR Cost**

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>
<b>I. Fund Costs by Category</b>			
Salaries - Environmental Engineer II	\$14,304.00	\$7,661.00	\$0.00
Fringe Benefits - 0.48	\$6,956.00	\$3,726.00	\$0.00
Equipment and Expense	\$911.00	\$1,036.00	\$0.00
Local Assistance	\$0.00	\$0.00	\$0.00
Other Fund Costs	\$0.00	\$0.00	\$0.00
<b>TOTAL FUND COSTS - ALL CATEGORIES</b>	<b>\$22,171.00</b>	<b>\$12,423.00</b>	<b>\$0.00</b>
	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>ESTIMATED NET EFFECT ON FUND</b>	<b>(\$22,171.00)</b>	<b>(\$12,423.00)</b>	<b>\$0.00</b>

Note: FY 2012 salary is based on a 0.25 FTE (524 hours of 2,080 annual hours = 0.25 FTE).  
FY 2013 salary is based on a 0.13 FTE (262 hours of 2,080 annual hours = 0.13 FTE).  
FY 2014 no additional staff hours needed.  
A 3% inflation rate increase was applied for FY 2012 through FY2013.  
Amounts in parentheses are negative values representing costs.

### **DNR Cost Calculations**

Costs are based on reviewing one hundred (100) engineering reports at three (3) hours of additional review time per report. Costs are also based on reviewing fourteen (14) facility plans with an increase in review time of sixteen (16) hours per facility plan.

$$(100 \text{ engineering reports}) \times (3 \text{ hours/engineering report}) = 300 \text{ hours}$$

$$(14 \text{ facility plans}) \times (16 \text{ hours/facility plan}) = 224 \text{ hours}$$

$$\text{Total Hours of Additional Review Time} = 300 \text{ hours} + 224 \text{ hours} = 524 \text{ hours}$$

It is anticipated that the rule will become effective on June 30, 2011. Therefore, no costs are associated with FY 2011.

FY 2012 will have an increase in review time of 524 hours.

$$(524 \text{ review hours}) \div (2,080 \text{ annual hours}) = 0.25 \text{ FTE}$$

It is assumed that there will be a fifty percent (50%) reduction in additional review time in FY 2013.

$$(524 \text{ hours}) \times 50\% = 262 \text{ hours}$$

$$(262 \text{ review hours}) \div (2,080 \text{ annual hours}) = 0.13 \text{ FTE}$$

The increase in review time will be reduced to zero for FY 2014, which means costs are also reduced to zero.

### **POTW Cost**

	FY 2012	FY 2013	FY 2014	FY 2015
<b>I. POTW Costs by Fiscal Years</b>				
Consulting Engineer Costs (\$125.00/hour)	(\$77,250.00)	(\$39,783.00)	(\$20,488.50)	\$0.00
<b>Fiscal Year Totals</b>	<b>(\$77,250.00)</b>	<b>(\$39,783.00)</b>	<b>(\$20,488.50)</b>	<b>\$0.00</b>

Note: A 3% inflation rate increase was applied for FY 2012 through FY2014.  
Amounts in parentheses are negative values representing costs.

### **POTW Cost Calculations**

Costs are based on fifteen (15) engineering reports and it is estimated to require an additional eight (8) hours of preparation time per engineering report by a consulting engineer. Also, costs are based on twelve (12) facility plans where it is estimated to require an additional forty (40) hours of preparation time per facility plan by a consulting engineer.

$$(15 \text{ engineering reports}) \times (8 \text{ hours/engineering report}) = 120 \text{ hours}$$

$$(12 \text{ facility plans}) \times (40 \text{ hours/facility plan}) = 480 \text{ hours}$$

$$\text{Total Hours of Additional Consulting Time} = 120 \text{ hours} + 480 \text{ hours} = 600 \text{ hours}$$

It is anticipated that the rule will become effective on June 30, 2011. Therefore, no costs are associated with FY 2011.

A three percent (3%) inflation rate was applied to the publicly owned treatment works (POTW) consulting engineering costs for each year. The initial rate for consulting costs was \$125 per hour based on Department cost for consulting engineers.

FY 2012 will have an increase in consulting time of 600 hours.

$$\$125.00/\text{hour} + (\$125.00/\text{hour} \times 3\%) = \$128.75 \text{ per hour}$$

$$(600 \text{ hours}) \times (\$128.75/\text{hour}) = \$77,250.00$$

It is assumed that there will be a fifty percent (50%) reduction in additional consulting time in FY 2013.

$$(600 \text{ hours}) \times 50\% = 300 \text{ hours}$$

$$\$128.75/\text{hour} + (\$128.75/\text{hour} \times 3\%) = \$132.61 \text{ per hour}$$

$$(300 \text{ hours}) \times (\$132.61/\text{hour}) = \$39,783.00$$

It is assumed that there will be a seventy-five percent (75%) reduction in additional consulting time in FY 2014, which will yield twenty-five (25%) additional consulting time.

$$(600 \text{ hours}) \times 25\% = 150 \text{ hours}$$

$$\$132.61/\text{hour} + (\$132.61/\text{hour} \times 3\%) = \$136.59 \text{ per hour}$$

$$(150 \text{ hours}) \times (\$136.59/\text{hour}) = \$20,488.50$$

The increase in consulting time will be reduced to zero for FY 2015, which means costs are also reduced to zero.

#### IV. ASSUMPTIONS

The rule is assumed to be effective June 30, 2011.

The duration of costs for the Department in the proposed rule are indicated for FY 2012 through FY 2013. Costs imposed by the proposed rule sunset in FY 2014. The above estimates are based on current dollar values, with the exception that a three percent (3%) inflation rate was applied to the Department engineering costs.

The cost of compliance to the Department is **\$34,594.00**.

The duration of costs for the Publicly Operated Treatment Works (POTW) in the proposed rule are indicated for FY 2012 through FY 2014. Costs imposed by the proposed rule sunset in FY 2015. The above estimates are based on current dollar values, with the exception that a three percent (3%) inflation rate was applied to the POTW consulting engineering costs.

The cost of compliance to the POTWs is \$137,521.50.

#### **General Assumptions Applicable To All Costs**

The Department has used Chapters 10 and 20 of the 2004 version of the "Recommended Standards for Wastewater Facilities" developed by the Wastewater Committee of the Great Lakes-Upper Mississippi River Board of State and Provincial Public Health and Environmental Managers (commonly referred to as the 10 States Standards) as a basis for the proposed changes to 10 CSR 20-8.110. These standards are nationally accepted industry standards and considered good engineering practice.

The standards will provide clarity and consistency in submittal and review of engineering documents for the design and construction of collection systems and wastewater treatment facilities. The benefits of this proposed rule for those who apply for construction permits are well planned and designed collection systems and wastewater treatment facilities.

All applicants requesting a construction permit will have to comply with the requirements in the proposed amendment to 10 CSR 20-8.110, Engineering – Reports, Plans and Specifications. The preparation of engineering reports, facility plans, construction plans and specifications are essentially the responsibility of the consulting engineer hired by the applicant.

No costs are associated with the revisions of this rule with the exception of engineering reports and facility plans.

Due to a learning curve involving the preparation of facility plans and engineering reports to the degree required by the proposed rule, there may be some initial costs. Some applicants may experience an increase in costs in preparing their engineering reports and facility plans while others may see a decrease. The requirements for the preparation of these reports and plans are now mandatory when submitting the construction permit application. Requiring a concise but thorough engineering report or facility plan will result in the benefits discussed in the above paragraphs.

Cost estimates were derived from an analysis of existing construction permit data from the years 2006 through 2008, based on the records of the Department's Regional Offices and the Financial Assistance Center. The data used pertains to wastewater treatment facilities with design flows greater than or equal to one hundred thousand gallons per day (100,000 gpd) and for sewer extensions to collection systems that can be expanded. A review of construction permit data for the first few months of 2009 indicates a significant drop in the number of new wastewater treatment facilities and sewer extensions. Consequently the data from 2009 was not included,

because the data from 2006 through 2008 provides a better historical and conservative estimate of the number of construction permits received by the Department.

Please note that although this rule applies to wastewater treatment facilities with design flows of 100,000 gpd or greater, the rule for small wastewater systems, found in 10 CSR 20-8.020 (Design of Small Sewage Works), requires that all extensions of sewers to systems that can be expanded must comply with the design rules for large systems contained in 10 CSR 20-8.120 and 10 CSR 20-8.130. Because of this regulation (10 CSR 20-8.020(9)), the Department estimates that the requirements for engineering reports, contained in this amended rule, will apply to all sewer extensions, regardless of the actual size of the extension. An exception to the proposed engineering report requirements is that these reports may not be required with simple eight (8)-inch gravity sewer extensions. This cost analysis is only considering sewer extensions containing pump stations, forcemains and gravity sewers greater than eight (8)-inches in size.

In addition, state funded projects require a facility plan regardless of the type of system (collection or treatment) or the design flow of the system per 10 CSR 20-4.

The data for the number of facility plans and engineering reports received each year is as follows:

Total sewer extensions	560/year
Eight (8)-inch gravity sewer extensions	335/year
Sewer Extensions requiring engineer reports (pressure sewer systems, pump stations and gravity sewers larger than eight (8)-inches)	200/year
Wastewater treatment facilities and State funded projects requiring Facility Plans	54/year

Our cost estimates are only for the anticipated increased costs due to changes in this rule and do not reflect the total cost of preparing engineering reports and facility plans or the department's total cost related to review and approve engineering reports and facility plans.

The Department assumes that half of the engineering reports for sewer extensions may see a temporary increase in costs due to increased hours needed by an engineering consultant. The basis for the fiscal impact analysis is one hundred (100) engineering reports per year.

The Department assumes that half of the consultants will require more time, since at least half or a vast majority, already prepare engineering reports comparable to the proposed standards. Of the fifty-four 54 projects each year that need a facility plan it is estimated that only twenty-five percent (25%) or fourteen (14) projects will incur an increase in costs. A majority of the consultants are expected to experience little, if any difficulty, in preparing facility plans as required in the proposed standards.



### **Costs to the Department of Natural Resource**

It is estimated that the Department will temporarily expend more work hours in the first two years of implementing this rule, informing engineering consultants of the new requirements. This increase in work hours will be absorbed without an actual increase in FTEs. It is assumed that the Department will spend three (3) additional work hours on an engineering report and sixteen (16) additional work hours on each facility plan. After the initial work to educate the consulting engineers regarding the new requirements, the consistent application of the amended rule will reduce Department work hours to zero by FY 2014.

### **Costs to Publicly Operated Treatment Works**

The Department works with many consultants with varying degrees of wastewater experience and regulation knowledge. The Department realizes that not every consultant will apply for a construction permit within the first year that the proposed rule becomes effective. Although there are no costs to the Department in FY 2014, it was conservatively estimated that some consultants may accrue costs in FY 2014. The costs experienced in FY 2014, are based on consultations with the Department in FY 2012 and 2013, which resulted in additional consulting time to prepare an engineering report or facility plan. Wastewater projects can take a number of years to plan, design and construct. It is estimated that over the course of three (3) years the entire consultant engineering community will have had the opportunity to apply the amended regulations. By FY 2015, engineering consultants unfamiliar with the rule are expected to decrease to zero. This assumption is based on the decreased amount of time needed to become familiar with the standards.

Of the one hundred (100) engineering reports that may add to the costs of preparation due to increased consulting engineer time, it is estimated that only fifteen percent (15%) or fifteen (15) engineering reports will be publicly funded. Engineering reports will accompany construction permit applications for pressure sewers, pump stations, and gravity sewers larger than eight (8)-inches in diameter.

It is also assumed that eighty-five percent (85%) of the fourteen (14) facility plans submitted to the Department, which may add to the costs of preparation due to increased consulting engineer time, twelve (12) facility plans will be funded publicly. Facility plans will accompany construction permit applications for wastewater treatment facilities or wastewater projects receiving state funding.

Based upon the Department's contract costs for consulting engineers, a consultant's rate is conservatively estimated as \$125.00 per hour. The actual cost charged on a project varies considerably due to the size and complexity of the project and based on the expertise of the personnel assigned to work on a particular project.

It was assumed that due to the amended rule, an increase of eight (8) hours of work per engineering report would be needed. In addition, an increase of forty (40) hours of work per facility plan would be necessary. This increase in work for an engineering report or a facility

plan would be applicable for about three (3) years after the rule becomes effective. Each year the amount of time necessary to meet these new requirements will decrease eventually to zero in FY 2015, as a result of gained familiarity and understanding of the proposed rule.

### **Summary of Costs**

Estimated Department costs are \$34,594 in the aggregate to comply with this proposed rule making. Beginning in FY 2014, aggregate costs of compliance are reduced to zero.

Consultant engineering costs for POTWs are \$137,522 in the aggregate, to comply with this proposed rule. POTWs include municipalities and sewer districts. Beginning in FY 2015, aggregate costs of compliance are reduced to zero.

The total aggregate cost of compliance for the Department and for POTWs is \$172,116.

**FISCAL NOTE  
PRIVATE COST**

- I. Department Title: Department of Natural Resources  
Division Title: Clean Water Commission  
Chapter Title: Engineering – Reports, Plans and Specifications**

<b>Rule Number and Name:</b>	<i>10 CSR 20-8.110 Engineering – Reports, Plans and Specifications</i>
<b>Type of Rulemaking:</b>	<i>Proposed Rule Amendment</i>

**II. SUMMARY OF FISCAL IMPACT**

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimated in the Aggregate as to the cost of compliance with the rule by the affected entities:
<b>890</b>	<b>Developers and Private Sewers Companies</b>	<b>\$174,194</b>

Note: The aggregate rounded.

**III. WORKSHEET**

**Private Facility Costs**

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>
<b>I. Private Facility Costs by Fiscal Year</b>				
Consulting Engineer Costs (\$125.00/hour)	(\$97,850.00)	(\$50,391.80)	(\$25,952.10)	\$0.00
<b>Fiscal Year Totals</b>	<b>(\$97,850.00)</b>	<b>(\$50,391.80)</b>	<b>(\$25,952.10)</b>	<b>\$0.00</b>

Note: A 3% inflation rate increase was applied for FY 2012 through FY2014.  
Amounts in parentheses are negative values representing costs.

**Private Facility Cost Calculations**

Costs are based on eighty-five (85) engineering reports and it is estimated to require an additional eight (8) hours of preparation time per engineering report by a consulting engineer. Also costs are based on two (2) facility plans where it is estimated to require an additional forty (40) hours of preparation time per facility plan by a consulting engineer.

$$\begin{aligned}
 &(85 \text{ engineering reports}) \times (8 \text{ hours/engineering report}) = 680 \text{ hours} \\
 &(2 \text{ facility plans}) \times (40 \text{ hours/facility plan}) = 80 \text{ hours} \\
 &\text{Total Hours of Additional Consulting Time} = 680 \text{ hours} + 80 \text{ hours} = 760 \text{ hours}
 \end{aligned}$$

It is anticipated that the rule will become effective on June 30, 2011. Therefore, no costs are associated with FY 2011.

A three percent (3%) inflation rate was applied to the private facility cost for consulting engineering costs for each year. The initial rate for consulting costs was \$125.00 per hour based on Department cost for consulting engineers.

FY 2012 will have an increase in consulting time of 760 hours.

$$\$125.00/\text{hour} + (\$125.00/\text{hour} \times 3\%) = \$128.75 \text{ per hour}$$

$$(760 \text{ hours}) \times (\$128.75/\text{hour}) = \$97,850.00$$

It is assumed that there will be a fifty percent (50%) reduction in additional consulting time in FY 2013.

$$(760 \text{ hours}) \times 50\% = 380 \text{ hours}$$

$$\$128.75/\text{hour} + (\$128.75/\text{hour} \times 3\%) = \$132.61 \text{ per hour}$$

$$(380 \text{ hours}) \times (\$132.61/\text{hour}) = \$50,391.80$$

It is assumed that there will be a seventy-five percent (75%) reduction in additional consulting time in FY 2014, which will yield twenty-five (25%) additional consulting time.

$$(760 \text{ hours}) \times 25\% = 190 \text{ hours}$$

$$\$132.61/\text{hour} + (\$132.61/\text{hour} \times 3\%) = \$136.59 \text{ per hour}$$

$$(190 \text{ hours}) \times (\$136.59/\text{hour}) = \$25,952.10$$

The increase in consulting time will be reduced to zero for FY 2015, which means costs are also reduced to zero.

#### IV. ASSUMPTIONS

The rule is assumed to be effective June 30, 2011.

The duration of costs for the proposed rule are indicated for FY 2012 through FY 2014. Costs imposed by the proposed rule sunset in FY 2015. The above estimates are based on current dollar values, with the exception of a three percent (3%) inflation rate applied to the consulting engineering costs.

The cost of compliance to the private entities is **\$174,193.90**.

### **General Assumptions Applicable To All Costs**

The Department has used Chapters 10 and 20 of the 2004 version of the "Recommended Standards for Wastewater Facilities" developed by the Wastewater Committee of the Great Lakes-Upper Mississippi River Board of State and Provincial Public Health and Environmental Managers (commonly referred to as the 10 States Standards) as a basis for the proposed changes to 10 CSR 20-8.110. These standards are nationally accepted industry standards and considered good engineering practice.

The standards will provide clarity and consistency in submittal and review of engineering documents for the design and construction of collection systems and wastewater treatment facilities. The benefits of this proposed rule for those who apply for construction permits are well planned and designed collection systems and wastewater treatment facilities.

All applicants requesting a construction permit will have to comply with the requirements in the proposed amendment to 10 CSR 20-8.110, Engineering – Reports, Plans and Specifications. The preparation of engineering reports, facility plans, construction plans and specifications are essentially the responsibility of the consulting engineer hired by the applicant.

No costs are associated with the revisions of this rule with the exception of engineering reports and facility plans.

Due to a learning curve involving the preparation of facility plans and engineering reports to the degree required by the proposed rule, there may be some initial costs. Some applicants may experience an increase in costs in preparing their engineering reports and facility plans while others may see a decrease. The requirements for the preparation of these reports and plans are now mandatory when submitting the construction permit application. Requiring a concise but thorough engineering report or facility plan will result in the benefits discussed in the above paragraphs.

Cost estimates were derived from an analysis of existing construction permit data from the years 2006 through 2008, based on the records of the Department's Regional Offices and the Financial Assistance Center. The data used pertains to wastewater treatment facilities with design flows greater than or equal to one hundred thousand gallons per day (100,000 gpd) and for sewer extensions to collection systems that can be expanded. A review of construction permit data for the first few months of 2009 indicates a significant drop in the number of new wastewater treatment facilities and sewer extensions. Consequently the data from 2009 was not included, because the data from 2006 through 2008 provides a better historical and conservative estimate of the number of construction permits received by the Department.

Please note that although this rule applies to wastewater treatment facilities with design flows of 100,000 gpd or greater, the rule for small wastewater systems, found in 10 CSR 20-8.020 (Design of Small Sewage Works), requires that all extensions of sewers to systems that can be expanded must comply with the design rules for large systems contained in 10 CSR 20-8.120 and 10 CSR 20-8.130. Because of this regulation (10 CSR 20-8.020(9)), the Department estimates that the requirements for engineering reports, contained in this amended rule, will apply to all

sewer extensions, regardless of the actual size of the extension. An exception to the proposed engineering report requirements is that these reports may not be required with simple eight (8)-inch gravity sewer extensions. This cost analysis is only considering sewer extensions containing pump stations, forcemains and gravity sewers greater than eight (8)-inches in size.

In addition, state funded projects require a facility plan regardless of the type of system (collection or treatment) or the design flow of the system per 10 CSR 20-4.

The data for the number of facility plans and engineering reports received each year is as follows:

Total sewer extensions	560/year
Eight (8)-inch gravity sewer extensions	335/year
Sewer Extensions requiring engineer reports (pressure sewer systems, pump stations and gravity sewers larger than eight (8)-inches)	200/year
Wastewater treatment facilities and State funded projects requiring Facility Plans	54/year

Our cost estimates are only for the anticipated increased costs due to changes in this rule and do not reflect the total cost of preparing engineering reports and facility plans or the department's total cost related to review and approve engineering reports and facility plans.

The Department assumes that half of the engineering reports for sewer extensions may see a temporary increase in costs due to increased hours needed by an engineering consultant. The basis for the fiscal impact analysis is one hundred (100) engineering reports per year.

The Department assumes that half of the consultants will require more time, since at least half or a vast majority, already prepare engineering reports comparable to the proposed standards. Of the fifty-four 54 projects each year that need a facility plan it is estimated that only twenty-five percent (25%) or fourteen (14) projects will incur an increase in costs. A majority of the consultants are expected to experience little, if any difficulty, in preparing facility plans as required in the proposed standards.

### **Costs to Private Entities**

The Department works with many consultants with varying degrees of wastewater experience and regulation knowledge. The Department realizes that not every consultant will apply for a construction permit within the first year that the proposed rule becomes effective. Although there are no costs to the Department in FY 2014, it was conservatively estimated that some consultants may accrue costs in FY 2014. The costs experienced in FY 2014, are based on consultations with the Department in FY 2012 and 2013, which resulted in additional consulting

time to prepare an engineering report or facility plan. Wastewater projects can take a number of years to plan, design and construct. It is estimated that over the course of three (3) years the entire consultant engineering community will have had the opportunity to apply the amended regulations. By FY 2015, engineering consultants unfamiliar with the rule are expected to decrease to zero. This assumption is based on the decreased amount of time needed to become familiar with the standards.

Of the one hundred (100) engineering reports that may add to the costs of preparation due to increased consulting engineer time, it is estimated that only eighty-five (85%) or eighty-five (85) engineering reports will be privately funded. Engineering reports will accompany construction permit applications for pressure sewers, pump stations, and gravity sewers larger than eight (8)-inches in diameter.

It is also assumed that fifteen percent (15%) of the fourteen (14) facility plans submitted to the Department, which may add to the costs of preparation due to increased consulting engineer time, two (2) facility plans will be funded privately. Facility plans will accompany construction permit applications for wastewater treatment facilities or wastewater projects receiving state funding.

Based upon the Department's contract costs for consulting engineers, a consultant's rate is conservatively estimated at \$125.00 per hour. The actual cost charged on a project varies considerably due to the size and complexity of the project and based on the expertise of the personnel assigned to work on a particular project.

It was assumed that due to the amended rule, an increase of eight (8) hours of work per engineering report would be needed. In addition, an increase of forty (40) hours of work per facility plan would be necessary. This increase in work for an engineering report or a facility plan would be applicable for about three (3) years after the rule becomes effective. Each year the amount of time necessary to meet these new requirements will decrease eventually to zero in FY 2015, as a result of gained familiarity and understanding of the proposed rule.

### **Summary of Costs**

Consultant engineering costs for developers and private sewer companies are \$174,194 in the aggregate, to comply with this proposed rule. Beginning in FY 2015, aggregate costs of compliance are reduced to zero.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.498 Seller Retains Collection From Purchaser.** This rule provided when a seller may retain the difference between the amount of tax actually owed and the amount of tax collected by him/her under the bracket system.

*PURPOSE:* This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-103.555 Determining Taxable Gross Receipts.

*AUTHORITY:* section 144.270, RSMo 1994. S.T. regulation 140-2 was last filed Dec. 31, 1975, effective Jan. 10, 1976. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Sept. 13, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.504 Extensions Granted.** This rule interpreted the sales tax law as it applied to extensions granted for payment of the tax.

*PURPOSE:* This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-104.030 Filing Requirements.

*AUTHORITY:* section 144.270, RSMo 1994. S.T. regulation 160-1 was last filed Oct. 28, 1975, effective Nov. 7, 1975. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Sept. 13, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.506 Determination of Timeliness.** This rule interpreted the sales tax law as it applied to the determination of timeliness.

*PURPOSE:* This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-104.030 Filing Requirements.

*AUTHORITY:* section 144.270, RSMo 1994. S.T. regulation 160-2 was last filed Oct. 28, 1975, effective Nov. 7, 1975. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Sept. 13, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.522 Purchaser's Promise to Accrue and Pay.** This rule clarified that the seller is not relieved of his/her liability for the sales tax even if the seller accepted an exemption certificate from the purchaser.

*PURPOSE:* This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-107.100 Use of and Reliance on Exemption Certificates.

*AUTHORITY:* section 144.270, RSMo 1994. S.T. regulation 190-5 was last filed Dec. 31, 1975, effective Jan. 10, 1976. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Amended: Filed Sept. 7, 1984, effective Jan. 12, 1985. Rescinded: Filed Sept. 13, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.



**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.534 Delivery of the Sale for Resale Exemption Certificate.** This rule interpreted the sales tax law as it applied to the delivery of resale exemption certificates.

*PURPOSE: This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-107.100 Use of and Reliance on Exemption Certificates.*

*AUTHORITY: section 144.270, RSMo 1994. S.T. regulation 210-2 was filed Dec. 31, 1975, effective Jan. 10, 1976. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Sept. 13, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.536 Seller's Responsibility for Collection and Remittance of Tax.** This rule interpreted the sales tax law as it applied to the seller's responsibility for collection and remittance of sales tax when an exempt sale is subsequently determined to have been a sale at retail subject to tax.

*PURPOSE: This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-107.100 Use of and Reliance on Exemption Certificates.*

*AUTHORITY: section 144.270, RSMo 1994. S.T. regulation 210-3 was last filed Dec. 31, 1975, effective Jan. 10, 1976. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Amended: Filed Sept. 7, 1984, effective Jan. 12, 1985. Rescinded: Filed Sept. 13, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments*

*must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.542 Billing.** This rule defined a billing for purposes of the sales tax law.

*PURPOSE: This rule is being rescinded because it has become outdated and unnecessary.*

*AUTHORITY: section 144.270, RSMo 1994. S.T. regulation 230-1 was last filed Oct. 28, 1975, effective Nov. 7, 1975. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Sept. 13, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.556 Interest and Discounts are Additional.** This rule interpreted the sales tax law as it applied to the inclusion of interest and discounts in the computation of an assessment.

*PURPOSE: This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-104.030 Filing Requirements.*

*AUTHORITY: section 144.270, RSMo 1994. S.T. regulation 250-1 was last filed Dec. 31, 1975, effective Jan. 10, 1976. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Sept. 13, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.565 Jeopardy Assessment.** This rule interpreted the sales tax law as it applied to the issuance of a jeopardy assessment by the director of revenue.

*PURPOSE:* This rule is being rescinded because the procedures and contents are adequately set forth in section 144.290, RSMo.

*AUTHORITY:* section 144.270, RSMo 1994. Original rule filed Sept. 7, 1984, effective Jan. 12, 1985. Rescinded: Filed Sept. 13, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.585 Filing of Liens.** This rule interpreted the sales tax law as it applied to the filing of liens.

*PURPOSE:* This rule is being rescinded because the procedures and content are adequately set forth in section 144.380, RSMo.

*AUTHORITY:* section 144.270, RSMo 1994. Original rule filed Sept. 7, 1984, effective Jan. 12, 1985. Rescinded: Filed Sept. 15, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.620 Review of Assessments by the Administrative Hearing Commission.** This rule indicated the time period a taxpayer has to file a written complaint with the Administrative Hearing Commission concerning a final decision by the director of revenue.

*PURPOSE:* This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-4.240 Administrative and Judicial Review.

*AUTHORITY:* section 144.270, RSMo 1994. Original rule filed Sept. 7, 1984, effective Jan. 12, 1985. Amended: Filed Jan. 3, 1996, effective July 30, 1996. Rescinded: Filed Sept. 15, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.626 Quarter-Monthly Period Reporting and Remitting Sales Tax.** Under the sales tax law (sections 144.010 and 144.510, RSMo), this rule established the requirement of reporting and remitting sales taxes on a quarter-monthly period to protect state revenue and improve the cash flow of revenue for the state.

*PURPOSE:* This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-104.030 Filing Requirements.

*AUTHORITY:* section 144.081, RSMo 1994. This rule was previously filed as 12 CSR 10-3.027. Emergency rule filed Dec. 30, 1983, effective Jan. 9, 1984, expired May 8, 1984. Original rule filed Dec. 30, 1983, effective April 12, 1984. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Sept. 15, 2010.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.856 Direct Pay Agreement.** This rule listed the requirements for a business or corporation to enter into a direct pay agreement with the Department of Revenue.

*PURPOSE: This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-104.040 Direct-Pay Agreements.*

*AUTHORITY: sections 144.190.4 and 144.270, RSMo 1994. Original rule filed May 2, 1989, effective Sept. 11, 1989. Rescinded: Filed Sept. 15, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.862 Sales Tax on Vending Machine Sales.** This rule interpreted the sales tax law as it applied to sales of items other than photocopies and tobacco-related products through vending machines under section 144.012, RSMo.

*PURPOSE: This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-103.400 Sales Tax on Vending Machine Sales.*

*AUTHORITY: section 144.270, RSMo 1994. Original rule filed Sept. 8, 1989, effective Jan. 26, 1990. Rescinded: Filed Sept. 15, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 3—State Sales Tax**

**PROPOSED RESCISSION**

**12 CSR 10-3.870 Information Required to be Filed by Not-for-Profit Organizations Applying for a Sales Tax Exemption Letter.** This rule set forth the requirements which must be met by a not-for-profit organization applying for a sales tax exemption letter.

*PURPOSE: This rule is being rescinded because it has been incorporated in or superseded by 12 CSR 10-110.950 Letters of Exemption Issued by the Department of Revenue.*

*AUTHORITY: section 144.270, RSMo 1994. Original rule filed Jan. 16, 1990, effective June 28, 1990. Rescinded: Filed Sept. 15, 2010.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed rescission with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 15—ELECTED OFFICIALS  
Division 30—Secretary of State  
Chapter 50—General**

**PROPOSED AMENDMENT**

**15 CSR 30-50.010 Definitions.** The commissioner is adding new subsections (1)(G) and (1)(U), deleting subsection (1)(L), and renumbering the remaining subsections accordingly.

*PURPOSE: This rule is being amended because, under section 409.6-608(b), RSMo, the commissioner shall maximize uniformity with federal and state regulatory standards, and the investment adviser qualifying officer, as currently titled and defined, does not conform with other state or federal securities laws. The term "chief compliance officer" is the term used in federal securities law to designate a person responsible for administering compliance policies and procedures for investment advisers required to be registered under the Investment Advisers Act of 1940, and that term is being used here to designate a person responsible for those activities for investment advisers required to be registered under the Missouri Securities Act of 2003. Each investment adviser firm will be required to name a chief compliance officer in their application for registration in 15 CSR 30-51.020. Each investment adviser is currently required to file a form ADV, and that form already requires the designation of a chief compliance officer.*

(1) When the terms listed in this rule are used in the Missouri Securities Act of 2003 (the Act), these rules, the forms, and the orders of the commissioner, the following meanings shall apply (unless the context otherwise requires), together with those which may later appear to the extent that they are not inconsistent with definitions provided in Chapter 409, RSMo:

(G) **Chief compliance officer** means an individual, who is both a supervised person and an investment adviser representative of

the firm, responsible for administering the supervisory or compliance policies and procedures an investment adviser adopts under "Supervision Guidelines for Investment Advisers" in 15 CSR 30-51.173;

[(G)](H) CRD System means the NASAA/FINRA Central Registration Depository;

[(H)](I) Control and controlling person mean possession of the power, authority, or means to engage in the management or policy-making functions of a person, directly or indirectly, through ownership of securities, by contract or otherwise. An officer, director, partner, or trustee or individual occupying similar status or performing similar functions or a person owning ten percent (10%) or more of the outstanding shares of any class or classes of securities of another shall be presumed a controlling person;

[(I)](J) Division or Securities Division means the staff of the [Division of] Securities Division, Office of Secretary of State of Missouri;

[(J)](K) FINRA means the Financial Industry Regulatory Authority;

[(K)](L) IARD System means the NASAA/SEC Investment Adviser Registration Depository;

[(L) Investment adviser qualifying officer means an officer designated by the investment adviser as responsible for supervision of investment adviser representatives associated with the investment adviser, or if the investment adviser is a natural person or partnership, the person or partner responsible for supervision of investment adviser representatives;]

(U) Supervised person means any partner, officer, director (or other person occupying a similar status or performing similar functions), investment adviser representative, employee of an investment adviser, or other person who provides investment advice on behalf of the investment adviser and is subject to the supervision and control of the investment adviser;

[(U)](V) Underwriter means a person who has purchased from an issuer or an affiliate of an issuer with a view to, or offers or sells for an issuer or an affiliate of an issuer in connection with, the distribution of any security, or participates or has a participation in the direct or indirect underwriting of any such undertaking. Not included is a person whose interest is limited to a commission from an underwriter or dealer not in excess of the usual and customary distributors' or sellers' commission;

[(V)](W) Viatical settlement, for the purpose of section 409.1-102(28)(E), RSMo, includes, but is not limited to, a viatical settlement contract which means a written agreement establishing the terms under which compensation or anything of value will be paid, which compensation or value is less than the expected death benefit of the insurance policy or certificate, in return for the viator's assignment, transfer, sale, devise, or bequest of the death [the] benefit or ownership of any portion of the insurance policy or certificate of insurance. A viatical settlement contract also includes:

1. A contract for a loan or other financing transaction with a viator secured primarily by an individual or group life insurance policy, other than a loan by a life insurance company pursuant to the terms of the life insurance contract, or a loan secured by the cash value of a policy; and

2. An agreement with a viator to transfer ownership or change the beneficiary designation at a later date regardless of the date that compensation is paid to the viator; and

[(W)](X) For the purpose of section 409.2-201(3) of the Act, the words banking institution or other depository institution do not include any loan and investment company formed under the provisions of Chapter 368, RSMo.

**AUTHORITY:** section 409.6-605, RSMo Supp. [2008] 2009. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 9, 2010.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Secretary of State, Securities Division, Matthew Kitzi, Commissioner, PO Box 1276, Jefferson City, MO 65102, matt.kitzi@sos.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives

### PROPOSED AMENDMENT

**15 CSR 30-51.020 Applications for Registration or Notice Filings.**  
The commissioner is amending subsection (3)(A).

**PURPOSE:** This rule amends the information and documents required for investment adviser applications.

(3) Investment Adviser Application. The application for registration as an investment adviser shall contain the information outlined in section 409.4-406(a) of the Act and in this rule. All applicants must file applications in accordance with the guidelines of the Investment Adviser Registration Depository (IARD) System, unless the commissioner has granted a hardship exemption under section (6).

(A) Initial Registration. The following shall be included in an initial application for registration:

1. **Electronically-filed** Form ADV;
2. Form SADV-1, the State Covered Investment Adviser Affidavit and requested information;
3. Applicant's current balance sheet prepared within thirty (30) days of filing;
4. A listing of all investment adviser representatives who will be rendering investment advice for the firm in this state; *and*
5. **The name of the applicant's chief compliance officer;**
6. **Copies of the following documents:**
  - A. A sample or copy of the written agreement the applicant intends to enter into with any client relating to the business of the applicant;
  - B. A sample or copy of any solicitor agreements the applicant intends to utilize if the applicant intends to use a solicitor(s) arrangement or act as a solicitor; and
  - C. Private placement memorandum(s), limited partnership agreement(s), subscription agreement(s), and gatekeeper arrangement(s) if a pooled investment vehicle or hedge fund is to be involved, or any agreements similar to the above, if the applicant intends to utilize any of the above agreements; and

[5.]7. Payment of the filing fee.

**AUTHORITY:** sections 409.4-406 and 409.6-605, RSMo Supp. [2003] 2009. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 9, 2010.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Secretary of State, Securities Division, Matthew Kitzi, Commissioner, PO Box 1276, Jefferson City, MO 65102, matt.kitzi@sos.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS  
Division 30—Secretary of State  
Chapter 51—Broker-Dealers, Agents, Investment  
Advisers, and Investment Adviser Representatives**

**PROPOSED AMENDMENT**

**15 CSR 30-51.030 Examination Requirement.** The commissioner is deleting subsection (2)(D) and amending section (4).

**PURPOSE:** This amendment removes reference to required examinations and examination waivers for qualifying officers. Investment adviser firms will no longer be required to appoint a qualifying officer, and instead will be required to appoint a chief compliance officer (pursuant to other rule changes) who will need to also be an investment adviser representative and take and pass the examinations required for that application.

(2) The following examinations are required for the following applicants:

[*(D) Investment Adviser Qualifying Officers Application. Qualifying officers of investment advisers are required to take and pass:*

1. *The Series 7 examination; and*

2. *Either the Series 65 or Series 66 examination with a score of at least eighty percent (80%).]*

(4) Waiver of Examination Requirement for Investment Adviser Representatives. The examination requirement for applicants may be waived if the examination is not necessary for the protection of advisory clients. [*Persons with the following qualifications may qualify for a waiver of the examination requirement:*

[*(A) Investment Adviser Representatives.] Applicants for Investment Adviser Representative may qualify for a waiver of the examination requirement in 15 CSR 30-51.030(2)(C)2., if the applicant currently holds one (1) of the following designations:*

[*1.(A) Certified Financial Planner (CFP) awarded by Certified Financial Planner Board of Standards, Inc.;*

[*2.(B) Chartered Financial Consultant (ChFC) awarded by the American College, Bryn Mawr, Pennsylvania;*

[*3.(C) Personal Financial Specialist (PFS) awarded by the American Institute of Certified Public Accountants;*

[*4.(D) Chartered Financial Analyst (CFA) awarded by the Institute of Chartered Financial Analysts;*

[*5.(E) Chartered Investment Counselor (CIC) awarded by the Investment Counsel Association of America, Inc.;*

[*6.(F) Certified Investment Management Consultant (CIMC) awarded by the Institute for Certified Investment Management Consultants;*

[*7.(G) Certified Investment Management Analyst (CIMA) awarded by the Investment Management Consultants Association; or*

[*8.(H) Such other professional designation as the commissioner may by order recognize.*

[*(B) Investment Adviser Qualifying Officers. Applicants for investment adviser qualifying officer may qualify for a waiver of the examination requirement in 15 CSR 30-*

*51.030(2)(D)2. if the applicant:*

1. *Had a passing score of at least seventy percent (70%) on either the Series 65 or Series 66 examination, and provided written assurance to the commissioner that the investment adviser firm will be operating as a sole proprietorship and the applicant will not be supervising any other representatives for at least three (3) years;*

2. *Had a passing score of at least seventy percent (70%) on the previous versions of either the Series 65 or Series 66 examination, and has maintained an investment adviser representative or broker-dealer agent registration in Missouri or any other jurisdiction for at least ten (10) years;*

3. *Had a passing score of at least eighty percent (80%) on the Series 24, Series 9/10 or its previous equivalent, Series 27, or Series 63 examination, and has maintained an investment adviser representative or broker-dealer agent registration in Missouri or any other jurisdiction for at least fifteen (15) years; or*

4. *Has:*

A. *Held and maintained one of the following designations for at least the last ten (10) years:*

(I) *Certified Financial Planner (CFP) awarded by the International Board of Standards and Practices for Certified Financial Planners, Inc.;*

(II) *Chartered Financial Consultant (ChFC) awarded by the American College, Bryn Mawr, Pennsylvania;*

(III) *Personal Financial Specialist (PFS) awarded by the American Institute of Certified Public Accountants;*

(IV) *Chartered Financial Analyst (CFA) awarded by the Institute of Chartered Financial Analysts;*

(V) *Chartered Investment Counselor (CIC) awarded by the Investment Counsel Association of America, Inc.;*

(VI) *Certified Investment Management Consultant (CIMC) awarded by the Institute for Certified Investment Management Consultants; or*

(VII) *Certified Investment Management Analyst (CIMA) awarded by the Investment Management Consultants Association; and*

B. *Either:*

(I) *Had a passing score of at least eighty percent (80%) on the Series 24, Series 9/10 or its previous equivalent, Series 27, Series 53, or Series 63 examination; or*

(II) *Has provided written assurance to the commissioner that the investment adviser firm will be operating as a sole proprietorship and the applicant will not be supervising any other representatives for at least three (3) years.]*

**AUTHORITY:** sections 409.4-412(a) and 409.6-605, RSMo Supp. [2008] 2009. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 9, 2010.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Secretary of State, Securities Division, Matthew Kitzi, Commissioner, PO Box 1276, Jefferson City, MO 65102, matt.kitzi@sos.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS**  
**Division 30—Secretary of State**  
**Chapter 51—Broker-Dealers, Agents, Investment**  
**Advisers, and Investment Adviser Representatives**

**PROPOSED AMENDMENT**

**15 CSR 30-51.173 Supervision Guidelines for Investment Advisers.** The commissioner is deleting section (1) and renumbering and amending section (2).

*PURPOSE: This amendment updates the supervision guidelines to include a chief compliance officer and supervised person—both terms are being added in an amendment to 15 CSR 30-50.010 Definitions. These terms better reflect the roles of individuals associated with an investment adviser firm and the supervisory structure that should be in place. The amendment also removes phrases that are not related to investment adviser firms and adds phrases that more accurately reflect the type of activities that need to be supervised in an investment adviser firm.*

*[(1) The phrase “failed reasonably to supervise” under section 409.4-412(d)(9) of the Missouri Securities Act of 2003 (the Act) is a standard allowing each investment adviser (firm) the flexibility to fashion procedures and systems that address its particular organizational and management structure. Yet the following are guidelines that provide guidance to registered investment advisers with two (2) or more employees of factors considered by the commissioner in evaluating reasonable supervision.]*

*[(2)](1) The following [guidelines shall be] are factors [in considering what is reasonable supervision for] considered by the commissioner to determine whether any firm[, which employs two (2) or more individuals,] with two (2) or more supervised persons has engaged in reasonable supervision. [w/Whether:]—*

(A) The firm has established current procedures and systems for supervising the activities of [agents, employees and Missouri office operations] supervised persons that are reasonably designed to achieve compliance with applicable state and federal securities laws and regulations;

(B) The firm has established current procedures and systems that could reasonably be expected to allow a [supervisor] chief compliance officer reasonably discharging his/her supervisory duties under such established procedures to prevent and detect violations of the Act, and the firm regularly reviews these procedures and systems;

(C) The firm has reasonably implemented the procedures and systems referred to in subsections (A) and (B) above;

(D) The firm provides appropriate initial and periodic refresher training to [supervisors, employees and representatives] supervised persons regarding the firm’s procedures and systems and additional initial and periodic training to [supervisors] chief compliance officers in the procedures and systems referred to in subsections (A) and (B) above;

(E) The firm reasonably follows up on indications of wrongdoing, “red flags.” Such red flags may consist of, but are not limited to, activities of [unauthorized personnel, churning, unauthorized trading, low level of production but high expenses,] unregistered individuals, outside business activities, making unsuitable recommendations, charging unreasonable advisory fees, misrepresenting the qualifications of the supervised person, improper use of a senior designation, garnishment of wages, regulatory actions, prior disciplinary history of one (1) or more customer complaints, and recent customer complaints;

(F) The firm has an adequate system to track and monitor the status of customer complaints;

(G) The firm has designated a [qualified supervisor] chief compliance officer of the investment adviser [for each representative

or employee];

*[(H) The designated supervisor of employees located in Missouri maintains a principal place of business in Missouri, or in a location that allows the supervisor to visit the premises of supervised agents in Missouri within a reasonable time;]*

*[(I)](H) The designated supervisor is responsible for supervising no more [representatives] supervised persons at any one (1) time than would allow the supervisor to effectively execute his supervisory duties. The appropriate number of [representatives] supervised persons which one (1) person can reasonably supervise is dependent on the nature of the business conducted by the persons supervised, technical resources available to the supervisor, additional personnel available to assist the supervisor, and other resources made available to assist the supervisor;*

*[(J)](I) The firm conducts annual compliance examinations of supervisory locations with effective deficiency and follow-up procedures. Unannounced examinations may be reasonable if there are compliance issues concerning [agents] supervised persons or activities;*

*[(K)](J) The firm reasonably audits for compliance including reasonable follow-up and proof, independent of the [representative] supervised person, that mail is reviewed for customer complaints and other red flags; and*

*[(L) The firm has and implements procedures and systems for reasonable oversight of supervisors; and]*

*[(M)](K) The firm has a reasonable policy for disciplinary and progressive supervisory action, which is reasonably implemented.*

*AUTHORITY: sections 409.4-412(d)(9) and 409.6-605, RSMo Supp. [2003] 2009. Original rule filed April 8, 2004, effective Oct. 30, 2004. Amended: Filed Sept. 9, 2010.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Secretary of State, Securities Division, Matthew Kitzi, Commissioner, PO Box 1276, Jefferson City, MO 65102, matt.kitzi@sos.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title [19]13—DEPARTMENT OF [HEALTH AND**  
**SENIOR] SOCIAL SERVICES**  
**Division 40—[Division of Maternal, Child and Family**  
**Health] Family Support Division**  
**Chapter [11]91—[Payments for Vision Examinations]**  
**Rehabilitation Services for the Blind (RSB)**

**PROPOSED AMENDMENT**

**[19 CSR 40-11.010/13 CSR 40-91.040 Payments for Vision Examinations.** The division is moving the rule and amending the purpose and sections (3), (6), and (7).

*PURPOSE: Pursuant to Executive Order 09-II, the Blindness Education, Screening, and Treatment (BEST) Program Fund was transferred from the Department of Health and Senior Services, Title 19, to the Department of Social Services, Title 13. Therefore, references to 19 CSR 40 are being amended throughout the rule.*

*PURPOSE: The Department of [Health and Senior] Social Services makes payments to appropriate medical providers to cover the cost of the comprehensive eye examination of first- and third-grade children not covered by insurance who fail public school vision screenings. This rule establishes the criteria by which comprehensive eye examination costs are paid.*

(3) Prior to the beginning of the school year, vouchers for payment out of the BEST Program fund shall be distributed by the Missouri Department of *[Health and Senior] Social Services* to public school districts based on the following methodology:

(6) To receive payment out of the BEST Program fund, an optometrist or physician who performs a comprehensive eye examination on a child based upon issuance of a voucher by a public school district shall complete the Missouri Eye Examination Form for School, included herein, and submit the form and voucher to the public school district. The public school district shall forward the voucher and an invoice listing the voucher number on the school district's letterhead to the Department of *[Health and Senior] Social Services, Family Support Division, Rehabilitation Services for the Blind*, Attention: School Vision Program, *[PO Box 670] 308 East High Street*, Jefferson City, MO *[65102/65101]*, no later than the last day of February of the school year in which the examination was performed in order to receive reimbursement.

(7) Vouchers allocated to the school districts that have not been distributed by the last day of February of each school year shall be returned to the Department of *[Health and Senior] Social Services* for reallocation to other school districts.



MISSOURI DEPARTMENT OF SOCIAL SERVICES, REHABILITATION SERVICES FOR THE BLIND  
**MISSOURI EYE EXAMINATION FORM FOR SCHOOL**

IDENTIFYING INFORMATION		PATIENT/PROVIDER IDENTIFIER	
STUDENT NAME		PROVIDER LAST NAME (First Four Digits)	
DATE OF BIRTH OF STUDENT		SSN (Last four digits of student)	
PARENT / GUARDIAN NAME			
CASE HISTORY			
DATE OF EXAM			
OCULAR HISTORY:	Normal <input type="checkbox"/> or Positive for:		
MEDICAL HISTORY:	Normal <input type="checkbox"/> or Positive for:		
DRUG ALLERGIES:	NKDA <input type="checkbox"/> or Allergic to:		
FAMILY OCULAR and MEDICAL HISTORY:		<input type="checkbox"/> Amblyopia <input type="checkbox"/> Strabismus <input type="checkbox"/> Glaucoma <input type="checkbox"/> Diabetes	
		Other:	
OTHER PERTINENT INFORMATION			
EXAM			
	NORMAL	ABNORMAL	Not Able to Assess
AMBLYOPIA	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
STRABISMUS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
INTERNAL EYE HEALTH	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
EXTERNAL EYE HEALTH	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
VISUAL ACUITY	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BINOCULAR VISION	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	OD	OS	
Distance Unaided Acuity (20 ft)	20 /		20 /
Distance Best Corrected Acuity (20 ft)	20 /		20 /
Near Unaided Acuity (14 in)	20 / (eq)		20 / (eq)
Near Best Corrected Acuity (14 in)	20 / (eq)		20 / (eq)
REFRACTION			
OD			
OS			
DIAGNOSIS			
<input type="checkbox"/> Normal <input type="checkbox"/> Myopia <input type="checkbox"/> Hyperopia <input type="checkbox"/> Astigmatism <input type="checkbox"/> Strabismus <input type="checkbox"/> Amblyopia			
OTHER:			
TREATMENT RECOMMENDATIONS			
1	Glasses Prescribed <input type="checkbox"/> Yes <input type="checkbox"/> No		
2			
3			
<b>Spectacles to be worn for:</b>			
<input type="checkbox"/> Constant Wear <input type="checkbox"/> Distance Vision Only <input type="checkbox"/> Near Vision Only <input type="checkbox"/> May be removed for recess/PE			
PAYER			
<input type="checkbox"/> Insurance <input type="checkbox"/> MO HealthNet <input type="checkbox"/> Complimentary <input type="checkbox"/> Other form of payment			TOTAL COST:
EXAMINER NAME		<input type="checkbox"/> OD <input type="checkbox"/> MD/DO	DATE



*AUTHORITY: sections 167.195 and 192.935, RSMo Supp. [2008] 2009. This rule originally filed as 19 CSR 40-11.010. Emergency rule filed Jan. 9, 2009, effective Jan. 19, 2009, expired July 17, 2009. Original rule filed Jan. 9, 2009, effective Aug. 30, 2009. Moved and amended: Filed Sept. 13, 2010.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Family Support Division, Alyson Campbell, Director, PO Box 2320, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 400—Life, Annuities and Health  
Chapter 2—Accident and Health Insurance in General**

**PROPOSED RULE**

**20 CSR 400-2.180 Offer of Coverage for Prosthetic Devices and Services**

*PURPOSE: This rule defines “prosthetic devices and services” for purposes of the mandated offer of coverage required under section 376.1232, RSMo, and clarifies the related obligations for health carriers and health benefit plans.*

(1) As used in this rule and section 376.1232, RSMo, the term “prosthetic devices” shall have the same meaning as described in the federal Medicare program definitions under 42 U.S.C. section 1395x(s)(8) and (9).

(2) As used in this rule and section 376.1232, RSMo, the term “services” refers specifically to services associated with prosthetic devices and means—

(A) Design, fabrication, and customization of the prosthetic device;

(B) Required visits or fittings with the prosthetics device supplier prior to receiving the prosthetic device;

(C) Proper fitting of the prosthetic device;

(D) Visits with qualified medical professionals, where such visits are necessary to train the recipient of the prosthetic device in the use of the prosthetic device, and visits necessary to train family members or caregivers, if applicable;

(E) Post-fitting and adjustment visits after receiving the prosthetic device, no less than annually or more frequently if necessary;

(F) Necessary modifications after receiving the prosthetic device because of physical changes or excessive stump shrinkage;

(G) Repair or replacement due to defects in materials and workmanship, to the extent that such is not already covered by a warranty offered by the manufacturer or supplier of the prosthetic device;

(H) Repair or replacement due to structural integrity issues; and/or

(I) Periodic evaluation and patient care in order to assess the prosthetic device’s effect on the patient’s tissues and to assure continued proper fit and function.

(3) As used in this rule, the terms “health carrier” and “health benefit plan” shall have the same meaning as ascribed to those terms in section 376.1350, RSMo.

(4) Pursuant to section 376.1232, RSMo, a health carrier shall offer coverage of prosthetic devices and services, including original and replacement devices. The offer of coverage shall be consistent with the provisions of section 376.1232, RSMo, and with the provisions of this rule.

(5) A health carrier may offer coverage more generous than the coverage described in this rule or in section 376.1232, RSMo.

(6) If the offer of coverage described in this rule and in section 376.1232, RSMo, is not accepted by the purchaser of the health benefit plan, nothing in this rule or in section 376.1232, RSMo, shall be construed to prevent the health carrier from offering alternative coverage for prosthetic devices and services or from using alternative definitions of these terms.

*AUTHORITY: sections 374.045 and 376.1232, RSMo Supp. 2009. Original rule filed Sept. 15, 2010.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Department of Insurance, Financial Institutions and Professional Registration at PO Box 690, Jefferson City, Missouri 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. A public hearing is scheduled for November 15, 2010, at 1:30 p.m. at the Department of Insurance, Financial Institutions and Professional Registration in Room 530 of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri.*

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 220—State Board of Pharmacy  
Chapter 2—General Rules**

**PROPOSED RULE**

**20 CSR 220-2.005 Definitions**

*PURPOSE: This rule defines the term “drug” as utilized in Chapter 338, RSMo, and the rules of the board.*

(1) “Drug,” “prescription drug,” or “legend drug” means:

(A) Any drug subject to section 503(b) of the Federal Food, Drug and Cosmetic Act, including, finished dosage forms and active ingredients subject to section 503(b);

(B) Any drug required under federal law to be labeled with one (1) of the following statements, prior to being dispensed or delivered:

1. “Caution: Federal law prohibits dispensing without prescription”;

2. “Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian”;

3. “Rx Only”;

(C) Any drug required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use by practitioners only.

(2) The term “drug,” “prescription drug,” or “legend drug” shall not include an investigational new drug or biological product that is being utilized for the purposes of conducting a Food and Drug Administration (FDA)-approved clinical investigation of that drug or product. An “investigational new drug” shall be defined as any new drug or biological product that is governed by, and being distributed pursuant to, 21 CFR 312, et. seq.

*AUTHORITY: section 338.010, RSMo Supp. 2009 and sections 338.140, 338.280, and 338.350, RSMo 2000. Emergency rule filed Sept. 3, 2010, effective Sept. 13, 2010, expires March 11, 2011. Original rule filed Sept. 3, 2010.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the State Board of Pharmacy, PO Box 625, Jefferson City, MO 65102, by facsimile at 573-526-3464, or via email at [pharmacy@pr.mo.gov](mailto:pharmacy@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**T**his section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

**T**he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

## **Title 2—DEPARTMENT OF AGRICULTURE Division 80—State Milk Board Chapter 3—Production and Distribution of Grade A Retail Raw Milk and Milk Products**

### **ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2000, the board hereby amends a rule as follows:

2 CSR 80-3.070 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2010 (35 MoReg 855-857). The section with changes is reprinted here. This amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENT:** No public hearing was held. One (1) written comment was received during the comment period.

**COMMENT #1:** Scott Clardy, Missouri Department of Health and Senior Services, suggested some changes to paragraph (1)(A)26. and the addition of subparagraphs (1)(A)26.C. and (1)(A)26.D. to reflect precautions in case of a bioterrorism act.

**RESPONSE:** Paragraph (1)(A)26. will be changed to reflect DHSS's suggested changes and consultation with Missouri Department of Agriculture and State Milk Board and subparagraphs (1)(A)26.C. and (1)(A)26.D. have been added.

#### **2 CSR 80-3.070 The Grading of Milk and Milk Products**

(1) Grades shall be based on the following standards, the grading of milk products being identical with the grading of milk, except that the bacterial count standards shall be doubled in the case of cream. The grade of milk product shall be that of the lowest grade of milk product used in its preparation.

(A) Grade A retail raw milk is raw milk produced upon dairy farms conforming with all of the following items of sanitation. The bacterial plate count of the milk shall not exceed fifty thousand (50,000) per milliliter and not more than one hundred (100) coliform per milliliter as determined in accordance with 2 CSR 80-3.060.

1. Cow health. All herds and additions shall be tested and found free of tuberculosis before any milk is sold, and all herds shall be retested at least every twelve (12) months thereafter. The tests and retests shall be made and any reactors disposed of, in accordance with the latest requirements approved by the United States Department of Agriculture (USDA), for tuberculosis-free accredited herds, in effect at the time of the adoption of these regulations. A certificate identifying each animal signed by the veterinarian or attested to by the state authority, and filed as directed by the state authority, shall be evidence to the previously-mentioned test.

A. All herds and additions shall be tested and found free of brucellosis before any milk is sold and all herds shall be retested at least every twelve (12) months thereafter. Tests and retests shall be made, and any reactors disposed of in accordance with the latest requirements by the USDA, in effect at the time of the adoption of these rules. A certificate identifying each animal, signed by the veterinarian and the director of the laboratory making the test and filed as directed by the state authority, shall be evidence of the previous test.

B. Cows which show a complete induration of one (1) quarter or extensive induration in one (1) or more quarters of the udder, upon physical examination whether secreting abnormal milk or not, shall be permanently excluded from the milking herd, provided that this shall not apply in the case of quarter that is completely dry. Cows giving bloody, stringy, or otherwise abnormal milk, but without entire or extensive induration of the udder, shall be excluded from the herd until reexamination shows that the milk has become normal.

C. For other diseases, such tests and examinations as the state authority may require after consultation with state livestock sanitary officials shall be made at intervals and by methods prescribed by him/her, and any diseased animals or reactors shall be disposed of as s/he may require.

2. Milking barn—lighting. A milking barn, stable, or parlor shall be provided. It shall be provided with adequate light, properly distributed for both day and night milking.

3. Milking barn—air space and ventilation. Sections of the milking barn, stable, or parlor where cows are kept or milked shall be well ventilated and shall be so arranged as to avoid overcrowding.

4. Milking barn—floors, animals. The floors and gutters of that portion of the barn, stable, or parlor in which cows are milked shall be constructed of concrete, or other approved, impervious, and easily-cleaned material. Floors and gutters shall be graded so as to drain properly and shall be kept clean and in good repair. No swine or fowl shall be permitted in the milking barn, stable, or parlor. If horses, dry cows, calves, or bulls should be stabled, they shall be confined in stalls, stanchions, or pens which shall be kept clean and in good repair.

5. Milking barn—walls and ceilings. The interior walls and the ceilings of the milking barn, stable, or parlor shall be whitewashed or painted as often as may be necessary or finished in an approved manner and shall be kept clean and in good repair. Where there is a second story above the milking barn, stable, or parlor, the ceiling shall be tight. If feed should be ground or mixed, or sweet feed should be stored, in a feed room or feed storage space which adjoins the milking space, it shall be separated by a dust-tight partition and door.

6. Cowyard—The cowyard shall be graded and drained as well as is practicable and shall be so kept that there are no standing pools of water nor accumulations of organic waste; provided, that in loafing areas, cattle housing areas, or both, manure droppings shall be removed, or clean bedding added, at sufficiently frequent intervals to prevent the accumulation of manure on cows' udders and flanks. Swine shall be kept out.

7. Manure disposal—All manure shall be removed and stored or disposed of in such a manner as to best prevent the breeding of flies and the access of cows to piles thereof.

8. Milkhouse or room—construction and equipment. There shall be provided a milkhouse or milkroom in which the cooling, handling, and storing of milk and milk products, and the washing, bactericidal treatment, and storing of milk containers and utensils shall be done.

A. The milkhouse or room shall be provided with a smooth floor, constructed of concrete or other impervious material, maintained in good repair, and graded as to provide proper drainage.

B. It shall have walls and ceilings of such construction as to permit easy cleaning and shall be well painted or finished in an approved manner.

C. It shall be well lighted and well ventilated.

D. It shall have all openings effectively screened, including outward opening self-closing doors, unless other effective means are provided to prevent the entrance of flies.

E. It shall be used for no purposes other than those specified previously, except as may be approved by the state authority; it shall not open directly into a milking barn or stable, nor into any room used for domestic purposes; it shall have water piped into it; it shall be provided with adequate facilities for heating water to clean utensils; and it shall be equipped with three (3) compartment stationary, wash and rinse vats. The cleaning and other operations shall be located and conducted so as to prevent any contamination of the milk or cleaned equipment.

F. The milkhouse shall be partitioned to separate the handling of milk and storage of cleaned utensils from the cleaning and other operations, which shall be located and conducted as to prevent any contamination of the milk or of cleaned equipment. 2 CSR 80-3.100 shall be posted in the milkhouse.

9. Milkhouse or room—cleanliness and flies. The floors, walls, ceilings, and equipment of the milkhouse or room shall be kept clean at all times. All necessary means for the elimination of flies shall be used.

10. Toilet. Every dairy farm shall be provided with one (1) or more sanitary toilets, conveniently located and properly constructed, operated, and maintained so that the waste is inaccessible to flies and does not pollute the surface soil nor contaminate any water supply.

11. Water supply. Water for all dairy purposes shall be from a supply properly located, protected, and operated and shall be easily accessible, adequate, and of a safe, sanitary quality.

12. Utensils—construction. All multiuse containers, equipment, and other utensils used in the handling, storage, or transportation of milk or milk products shall be made of smooth, nonabsorbent, non-corrodible, nontoxic material, shall be so constructed as to be easily cleaned, and shall be kept in good repair. Joints and seams shall be welded or soldered flush. Woven-wire cloth shall not be used for strained milk. When milk is strained, strainer pads shall be used and shall not be reused. All milk pails obtained shall be of the seamless, hooded type. All single-service articles used shall have been manufactured, packaged, transported, and handled in a sanitary manner.

13. Utensils—cleaning. All multiuse containers, equipment, and other utensils used in the handling, storage, or transportation of milk and milk products shall be thoroughly cleaned after each usage.

14. Utensils—bactericidal treatment. All multiuse containers, equipment, and other utensils used in the handling, storage, or transportation of milk and milk products, before each usage, shall be subjected effectively to an approved bactericidal process utilizing steam, hot water, chemicals, or hot air.

15. Utensils—storage. All containers and other utensils used in the handling, storage, or transportation of milk or milk products, unless stored in bactericidal solutions, shall be stored so as to drain dry and so as not to become contaminated before being used.

16. Utensils—handling. After bactericidal treatment, containers, and other milk and milk product utensils shall be handled in such a manner as to prevent contamination of any surface with which milk or milk products come into contact.

17. Milking—udders and teats, abnormal milk. Milking should be done in the milking barn, stable, or parlor. The udders and teats of all milking cows shall be clean and wiped with an approved bactericidal solution at the time of milking. Abnormal milk shall be kept out of the milk supply and shall be handled and disposed of as to preclude the infection of the cows and the contamination of milk utensils.

18. Milking—flanks. The flanks, bellies, and tails of all milking cows shall be free from visible dirt at the time of milking. All brushing shall be completed before milking commences.

19. Milkers' hands. Milkers' hands shall be washed clean, rinsed with an effective bactericidal solution, and dried with a clean towel, immediately before milking and immediately after any interruption in the milking operation. Wet-hand milking is prohibited. Convenient facilities shall be provided for the washing of milkers' hands. No person with an infected cut or lesion on hands or arms shall milk cows or handle milk or milk utensils.

20. Clean clothing. Milkers and milk handlers shall wear clean outer garments while milking or handling milk, milk products, containers, utensils, or equipment.

21. Milk stools. Milk stools and surcingles shall be kept clean.

22. Removal of milk. Each pail or can of milk shall be removed immediately to the milkhouse or straining room. No milk shall be strained or poured in the barn, unless it is protected from flies and other contamination.

23. Cooling. Immediately after completion of milking, milk and milk products shall be cooled to forty-five degrees Fahrenheit (45 °F) or less and shall be maintained at that temperature until delivery, as determined in accordance with 2 CSR 80-3.060.

24. Vehicles and surrounding. All vehicles used for the transportation of milk or milk products shall be constructed and operated so as to protect their contents from the sun, from freezing, and from contamination. All vehicles used for the distribution of milk or milk products shall have the distributor's name prominently displayed.

25. Bottling and capping. Milk and milk products not for pasteurization shall be bottled on the farm where produced. Bottling and capping shall be done in a sanitary manner by means of approved equipment, and these operations shall be integral in one (1) machine. Caps or cap stock shall be purchased in sanitary containers and shall be kept in a clean, dry place until used.

26. Personnel health/control of communicable diseases related to milk. The Missouri Department of Agriculture, State Veterinarian and the Executive Director of the State Milk Board in consultation with the local health authority, the director of the Department of Health and Senior Services (DHSS) or the director's designated representative, or physician authorized by him/her may examine and take a careful morbidity history of every person connected with a producer-distributor dairy, or about to be employed by one, whose work brings him/her into contact with the production, handling, storage, or transportation of milk, milk products, containers, or equipment. If the examination or history should suggest that the person may be a carrier of, or be infected with, any communicable diseases likely to be transmitted through milk, s/he shall obtain any appropriate samples or specimens for laboratory analysis that may be necessary to confirm the diagnosis or presence of disease. The laboratory that provides testing for the samples or specimens will be certified by the Clinical Laboratory Improvement Act of 1988 (CLIA), and if the results justify, that person shall not be engaged in work that brings him/her into contact with the production, handling, storage, or transportation of milk, milk products, containers, or equipment.

A. The person shall furnish information, submit to physical examinations, and submit laboratory specimens as the health officer may require for the purpose of determining freedom from infection.

B. No person with an infected cut or lesion on hands or arms shall handle milk, milk products, milk containers, or milk equipment.

C. Upon receiving a report of communicable disease, it shall be the duty of the local health authority, the director of the DHSS, or the director's designated representative to establish appropriate control measures which may include inspection of the premises, isolation, quarantine, disinfection, immunization, closure, or other measures considered appropriate by medical experts for the protection of public health.

D. Whenever a case of unrecognized illness is reported or otherwise brought to the attention of the local health authority or the DHSS and investigation presents evidence of a communicable disease, but sufficient time has not elapsed to render a positive diagnosis, after consultation with the director or his/her designated representative, the control measures applicable to actual cases of the suspected communicable disease will be implemented, until a positive diagnosis can be established. If a disease proves to be non-communicable, the temporary control measures shall be terminated at once.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 60—Highway Safety Division  
Chapter 2—Breath Alcohol Ignition Interlock Device  
Certification and Operational Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 577.600–577.614, RSMo 2000 and RSMo Supp. 2009 and section 226.130, RSMo 2000, the commission amends a rule as follows:

**7 CSR 60-2.010 Definitions is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 17, 2010 (35 MoReg 764–765). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 60—Highway Safety Division  
Chapter 2—Breath Alcohol Ignition Interlock Device  
Certification and Operational Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 577.600–577.614, RSMo 2000 and RSMo Supp. 2009 and section 226.130, RSMo 2000, the commission amends a rule as follows:

**7 CSR 60-2.030 Standards and Specifications is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 17, 2010 (35 MoReg 765). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 35—Children's Division  
Chapter 38—Adoption and Guardianship Subsidy**

**ORDER OF RULEMAKING**

By the authority vested in the Children's Division under section 453.072, RSMo Supp. 2009, the director adopts a rule as follows:

**13 CSR 35-38.011 Definition of Guardianship Services  
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 1, 2010 (35 MoReg 976). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 35—Children's Division  
Chapter 38—Adoption and Guardianship Subsidy**

**ORDER OF RULEMAKING**

By the authority vested in the Children's Division under section 453.072, RSMo Supp. 2009, the director adopts a rule as follows:

**13 CSR 35-38.021 Provision of Guardianship Services  
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 1, 2010 (35 MoReg 976). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The division received one (1) comment.

COMMENT: A comment was received from Ms. Terri Messina stating that she supports the proposed rule and that she personally knows a family that will benefit from its implementation.

RESPONSE: The division appreciates the support. No changes have been made to the rule as a result of this comment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 35—Children's Division  
Chapter 38—Adoption and Guardianship Subsidy**

**ORDER OF RULEMAKING**

By the authority vested in the Children's Division under section 207.020, RSMo 2000, the director amends a rule as follows:

**13 CSR 35-38.030 Definition of Adoption Services  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 1, 2010

(35 MoReg 976–977). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 35—Children’s Division  
Chapter 38—Adoption and Guardianship Subsidy**

**ORDER OF RULEMAKING**

By the authority vested in the Children’s Division under section 207.020, RSMo 2000, the director amends a rule as follows:

**13 CSR 35-38.040 Provision of Adoption Services  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 1, 2010 (35 MoReg 977). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.010 Definitions is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 794). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.030 Licensing is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 794). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.040 Operations and Supervision is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 794–795). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.050 Annual Report of Mortgage Brokerage  
Activity and Mortgage Servicing Activity is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 795). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.070 Advertising is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 795). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.080 Loan Brokerage Practices is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 795–796). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.090 Loan Application Practices is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 796). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.100 General Practices is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 796). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.110 Commitment and Closing Practices  
is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 796–797). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869(7) and 443.887, RSMo Supp. 2009, the division rescinds a rule as follows:

**20 CSR 1140-30.120 Exemption Guidelines is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 17, 2010 (35 MoReg 797). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.703.2, 443.709, 443.711, 443.725, 443.843, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.200 Definitions is adopted.**

A notice of proposed rulemaking containing the text of proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 797). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.709, 443.711, 443.725, 443.843, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.210 Licensing of Mortgage Loan Originators  
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 798-799). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869 and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.220 Self-Reporting Requirements is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 800). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.727, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.230 Challenges to Information Submitted to  
NMLSR is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 800). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.727, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.240 Operations and Supervision of Residential  
Mortgage Loan Brokers is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 800-802). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.843, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.250 Change in Business Activities is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 803). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.703.1(12), 443.857, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.260 Full-Service Office Requirement is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 803). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869 and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.270 Maintenance of Records is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 803-804). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.865, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.280 Authorized Advance Fees and Escrow  
Requirements is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 804). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective

thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.812.5, 443.857, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.290 In-State Office Waiver For Servicers  
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 804-806). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869, 443.885, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.300 Annual Report is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 807). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.731, 443.849, 443.869, and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.310 Bonding Requirements is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 807–809). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 30—Mortgage Broker and Originator Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.869 and 443.887, RSMo Supp. 2009, the division adopts a rule as follows:

**20 CSR 1140-30.320 Exempt List is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 17, 2010 (35 MoReg 810). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 31—Residential Mortgage Board**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sections 443.816 and 536.023, RSMo Supp. 2009, the division amends a rule as follows:

**20 CSR 1140-31.010 General Organization—Residential  
Mortgage Board is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 17, 2010 (35 MoReg 810). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 1140—Division of Finance  
Chapter 31—Residential Mortgage Board**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Finance pursuant to sec-

tions 443.816 and 536.023, RSMo Supp. 2009, the division amends a rule as follows:

**20 CSR 1140-31.020 Rules of Procedure is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 17, 2010 (35 MoReg 810–812). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

## STATUTORY LIST OF CONTRACTORS BARRED FROM PUBLIC WORKS PROJECTS

The following is a list of contractor(s) who have been prosecuted and convicted of violating the Missouri Prevailing Wage Law and whose Notice of Conviction has been filed with the Secretary of State pursuant to section 290.330, RSMo. Under this statute, no public body is permitted to award a contract, directly or indirectly, for public works 1) to Michael B. Robin, 2) to any other contractor or subcontractor that is owned, operated, or controlled by Mr. Robin, including Plumbco, Inc., or 3) to any other simulation of Mr. Robin or of Plumbco, Inc., for a period of one (1) year, or until December 17, 2010.

<b>Name of Contractor</b>	<b>Name of Officers</b>	<b>Address</b>	<b>Date of Conviction</b>	<b>Debarment Period</b>
Michael B. Robin DBA Plumbco, Inc. Case No. 09AO-CR01174		7534 Heron Drive Neosho, MO 64804	12/17/09	12/17/2009-12/17/2010

**T**he Secretary of State is required by sections 347.141 and 359.481, RSMo 2000, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to [dissolutions@sos.mo.gov](mailto:dissolutions@sos.mo.gov).

**Notice of Corporate Dissolution  
To All Creditors of and Claimants Against  
Dan The Handyman LLC**

On August 30, 2010, Dan The Handyman LLC, a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. Dissolution was effective on September 1, 2010.

Said corporation requests that all persons and organizations who have claims against it present them immediately by letter to the corporation at:

Dan The Handyman LLC  
2307 N Bess Place  
Springfield, MO 65803

All claims must include the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the dissolution of Dan The Handyman LLC, any claims against it will be barred unless a proceeding to enforce the claim is commenced within two years after the publication date of the two notices authorized by statute, whichever is published last.

**NOTICE OF DISSOLUTION  
To All Creditors and Claimants Against  
INNOVATIA, INC.  
a Missouri Corporation**

On August 9, 2010, INNOVATIA, INC., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. The dissolution of the corporation was effective on that date.

INNOVATIA, INC. requests that all persons and organizations who have claims against it present them immediately by letter to INNOVATIA, Inc., c/o Kurt S. Hansen, Sole Shareholder & Director, 14523 Marmont Drive, Chesterfield, MO 63017.

All claims must include the following: the name and address of the claimant; the amount claimed; the basis of the claim; the date(s) on which the events occurred which provided the basis for the claim; and copies of any other supporting data.

Pursuant to Section 351.482 of the Revised Statutes of Missouri, as amended, any claim against Innovatia, Inc. will be barred unless a proceeding to enforce the claim is commenced within two years after the last publication of the notices required by the statute.

**Notice of Dissolution of Nonprofit Corporation**

**To all creditors of and claimants against**

**CHILDREN'S MERCY HOSPITAL/MAST NEONATAL & PEDIATRIC  
TRANSPORT SERVICES**

On August 18, 2010, Children's Mercy Hospital/MAST Neonatal & Pediatric Transport Services, a Missouri nonprofit corporation, filed articles of dissolution with the Missouri Secretary of State.

All individuals and entities with claims against Children's Mercy Hospital/MAST Neonatal Pediatric Transport Services, should present them immediately to Children's Mercy Hospital/MAST Neonatal & Pediatric Transport Services, c/o Charles F. Myers, Lathrop & Gage LLP, 2345 Grand Boulevard, Suite 2400, Kansas City, Missouri 64108.

Each claim must be in writing, and include:

1. the name, address and telephone number of the claimant;
2. the dollar amount claimed;
3. the date on which the claim arose;
4. the basis for the claim; and
5. documentation supporting the claim.

A claim against Children's Mercy Hospital/MAST Neonatal & Pediatric Transport Services will be barred unless a proceeding to enforce the claim is commenced within two years after the publication date of this notice.

**NOTICE TO THE UNKNOWN CREDITORS  
OF  
AR FUTURE, INC.**

You are hereby notified that AR Future, Inc., a Missouri nonprofit corporation (the "Company"), has filed with the Secretary of State of Missouri, Articles of Dissolution by Voluntary Action effective August 30, 2010.

In order to file a claim with the Company, you must furnish the amount and the basis for the claim and provide all necessary documentation supporting this claim. All claims must be mailed to:

BCRA Co.  
221 Bolivar Street, Suite 101  
Jefferson City, MO 65101

A claim against AR Future, Inc. will be barred unless a proceeding to enforce the claim is commenced within two years after the publication of this notice.

**NOTICE TO THE UNKNOWN CREDITORS  
OF  
METROPOLITAN ST. LOUIS FOUNDATION**

You are hereby notified that Metropolitan St. Louis Foundation, a Missouri nonprofit corporation (the "Company"), has filed with the Secretary of State of Missouri, Articles of Dissolution by Voluntary Action effective August 30, 2010.

In order to file a claim with the Company, you must furnish the amount and the basis for the claim and provide all necessary documentation supporting this claim. All claims must be mailed to:

BCRA Co.  
221 Bolivar Street, Suite 101  
Jefferson City, MO 65101

A claim against Metropolitan St. Louis Foundation will be barred unless a proceeding to enforce the claim is commenced within two years after the publication of this notice.

**NOTICE OF WINDING UP FOR FADWA, LLC**

**A MISSOURI LIMITED LIABILITY COMPANY**

Notice is hereby given that FADWA, LLC, a Missouri Limited Liability Company in good standing, has been dissolved and is winding up its business affairs. Any person or entity asserting any claim against FADWA, LLC must present that claim, in writing, to the address indicated below. Any claim must include the following information:

1. Amount of the claim (in dollars);
2. Basis for the claim;
3. Documentation of the claim;
4. A short description of the claim; and
5. The date on which the claim arose.

ANY CLAIM AGAINST FADWA, LLC WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN THREE YEARS AFTER THE PUBLICAITON DATE OF THIS NOTICE.

SEND CLAIMS TO:

Odette Salman  
8602 Cheffield Drive  
Louisville, Kentucky 40222

Authorized Representative for FADWA, LLC

NOTICE OF DISSOLUTION AND WINDING UP  
OF LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND ALL CLAIMANTS AGAINST  
DOTec Mechanical LLC

On August 5, 2010, DOTec Mechanical LLC, a Missouri limited liability company filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Claims against the Company must be submitted to the law offices of Richard R. Veit, Richard R. Veit, P.C., 330 North Main Street, Ste. 201, St. Charles, MO 63301. Claims must include name, address and telephone number of claimant; amount of the claim; basis of the claim; and documentation of the claim. By law, proceedings are barred unless commenced against the Company within three (3) years after the publication of this notice.

**NOTICE OF CORPORATION DISSOLUTION**

**To: All creditors of and claimant against PURCELL PARTS SYSTEMS, INC.**

On August 25, 2010, PURCELL PARTS SYSTEMS, INC., a Missouri corporation, Charter Number **00466809**, was dissolved pursuant to the filing of Articles of Dissolution by the Corporation Division, Missouri Secretary of State.

All persons or organizations having claims against PURCELL PARTS SYSTEMS, INC. are required to present them immediately in writing to:

Maurice B. Graham, Attorney at Law  
GRAY, RITTER & GRAHAM, P.C.  
701 Market Street, Suite 800  
St. Louis, MO 63101

Each claim must contain the following information:

1. Name and current address of the claimant.
2. A clear and concise statement of the facts supporting the claim.
3. The date the claim was incurred.
4. The amount of money or alternate relief demanded.

**NOTE: CLAIMS AGAINST PURCELL PARTS SYSTEMS, INC. WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN TWO YEARS AFTER THE PUBLICATION OF THIS NOTICE.**

**NOTICE OF CORPORATE DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
THE SINKS LAND CO.**

On August 31, 2010, The Sinks Land Co., a Missouri Corporation, filed its Articles of Dissolution with the Missouri Secretary of State, Dissolution was effective on August 31, 2010.

Said corporation requests that all persons and organizations who have claims against it present them immediately by letter to: Mary H. Dwyer, HC 62 Box 488, Salem, Missouri 65560.

Each claim must include: the name and address of the claimant; the amount claimed; the basis for the claim; the date(s) on which the event(s) on which the claim was based occurred; and whether the corporation has been previously notified of the claim, and, if so, when.

NOTICE: Because of the dissolution of The Sinks Land Co., any claims against it will be barred unless a proceeding to enforce the claim is commenced within two years after the publication date of the notices authorized by statute, whichever is published last.

The Sinks Land Co.

By: Mary H. Dwyer, President



## Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—30 (2005) and 31 (2006). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
<b>OFFICE OF ADMINISTRATION</b>					
1 CSR 10	State Officials' Salary Compensation Schedule				30 MoReg 2435
1 CSR 15-3.290	Administrative Hearing Commission		35 MoReg 1381		
1 CSR 15-3.350	Administrative Hearing Commission	35 MoReg 1367	35 MoReg 1381		
1 CSR 15-3.380	Administrative Hearing Commission	35 MoReg 1367	35 MoReg 1382		
1 CSR 15-3.431	Administrative Hearing Commission		35 MoReg 1382		
1 CSR 15-3.436	Administrative Hearing Commission	35 MoReg 1368	35 MoReg 1383		
1 CSR 15-3.446	Administrative Hearing Commission	35 MoReg 1368	35 MoReg 1383		
1 CSR 15-3.480	Administrative Hearing Commission		35 MoReg 1384		
1 CSR 15-3.490	Administrative Hearing Commission	35 MoReg 1369	35 MoReg 1384		
1 CSR 15-3.500	Administrative Hearing Commission		35 MoReg 1384		
1 CSR 15-3.560	Administrative Hearing Commission		35 MoReg 1385		
1 CSR 20-1.010	Personnel Advisory Board and Division of Personnel	35 MoReg 1369	35 MoReg 1385		
1 CSR 20-1.030	Personnel Advisory Board and Division of Personnel	35 MoReg 1370	35 MoReg 1386		
1 CSR 20-2.015	Personnel Advisory Board and Division of Personnel	35 MoReg 1370	35 MoReg 1386		
1 CSR 20-3.010	Personnel Advisory Board and Division of Personnel	35 MoReg 1371	35 MoReg 1387		
1 CSR 20-3.020	Personnel Advisory Board and Division of Personnel	35 MoReg 1372	35 MoReg 1387		
1 CSR 20-3.030	Personnel Advisory Board and Division of Personnel	35 MoReg 1372	35 MoReg 1388		
1 CSR 20-3.070	Personnel Advisory Board and Division of Personnel	35 MoReg 1373	35 MoReg 1388		
1 CSR 20-3.080	Personnel Advisory Board and Division of Personnel	35 MoReg 1374	35 MoReg 1390		
1 CSR 20-4.010	Personnel Advisory Board and Division of Personnel	35 MoReg 1375	35 MoReg 1390		
1 CSR 20-4.020	Personnel Advisory Board and Division of Personnel	35 MoReg 1379	35 MoReg 1394		
1 CSR 50-3.010	Missouri Ethics Commission	35 MoReg 1379	35 MoReg 1400		
<b>DEPARTMENT OF AGRICULTURE</b>					
2 CSR 70-11.060	Plant Industries	35 MoReg 721	35 MoReg 756 This Issue		
2 CSR 80-3.070	State Milk Board		35 MoReg 855	This Issue	
2 CSR 90	Weights and Measures				35 MoReg 1284
<b>DEPARTMENT OF CONSERVATION</b>					
3 CSR 10-6.505	Conservation Commission		35 MoReg 1400		
3 CSR 10-6.535	Conservation Commission		35 MoReg 1401		
3 CSR 10-7.440	Conservation Commission		N.A.	35 MoReg 1412	
3 CSR 10-7.455	Conservation Commission				35 MoReg 316
3 CSR 10-11.130	Conservation Commission		35 MoReg 1246		
3 CSR 10-12.110	Conservation Commission		35 MoReg 1401		
3 CSR 10-12.115	Conservation Commission		35 MoReg 1402		
3 CSR 10-12.125	Conservation Commission		35 MoReg 1402		
3 CSR 10-12.140	Conservation Commission		35 MoReg 1403		
3 CSR 10-12.145	Conservation Commission		35 MoReg 1404		
3 CSR 10-12.155	Conservation Commission		35 MoReg 1405		
<b>DEPARTMENT OF ECONOMIC DEVELOPMENT</b>					
4 CSR 170-2.010	Missouri Housing Development Commission		35 MoReg 963R		
4 CSR 170-2.100	Missouri Housing Development Commission		35 MoReg 963		
4 CSR 170-3.010	Missouri Housing Development Commission		35 MoReg 964R		
4 CSR 170-3.100	Missouri Housing Development Commission		35 MoReg 964		
4 CSR 170-3.200	Missouri Housing Development Commission		35 MoReg 964		
4 CSR 170-4.010	Missouri Housing Development Commission		35 MoReg 965R		
4 CSR 170-4.100	Missouri Housing Development Commission		35 MoReg 965		
4 CSR 170-4.200	Missouri Housing Development Commission		35 MoReg 966		
4 CSR 170-4.300	Missouri Housing Development Commission		35 MoReg 966		
4 CSR 170-5.010	Missouri Housing Development Commission		35 MoReg 967R		
4 CSR 170-5.020	Missouri Housing Development Commission		35 MoReg 968R		
4 CSR 170-5.030	Missouri Housing Development Commission		35 MoReg 968R		
4 CSR 170-5.040	Missouri Housing Development Commission		35 MoReg 968R		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 170-5.050	Missouri Housing Development Commission		35 MoReg 969R		
4 CSR 170-5.100	Missouri Housing Development Commission		35 MoReg 969		
4 CSR 170-5.200	Missouri Housing Development Commission		35 MoReg 970		
4 CSR 170-5.300	Missouri Housing Development Commission		35 MoReg 971		
4 CSR 170-5.400	Missouri Housing Development Commission		35 MoReg 971		
4 CSR 170-5.500	Missouri Housing Development Commission		35 MoReg 973		
4 CSR 170-6.010	Missouri Housing Development Commission		35 MoReg 973R		
4 CSR 170-6.100	Missouri Housing Development Commission		35 MoReg 974		
4 CSR 170-6.200	Missouri Housing Development Commission		35 MoReg 975		
4 CSR 240-2.070	Public Service Commission		35 MoReg 682	35 MoReg 1324	
<b>DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION</b>					
5 CSR 50-270.010	Division of School Improvement		35 MoReg 210 35 MoReg 1019		
5 CSR 50-321.010	Division of School Improvement		35 MoReg 857R		
5 CSR 50-350.040	Division of School Improvement		35 MoReg 1080R		
<b>DEPARTMENT OF HIGHER EDUCATION</b>					
6 CSR 250-11.041	University of Missouri	35 MoReg 161	34 MoReg 2592 35 MoReg 757	35 MoReg 1413	
6 CSR 250-11.042	University of Missouri		34 MoReg 2594 35 MoReg 762	35 MoReg 1413	
<b>DEPARTMENT OF TRANSPORTATION</b>					
7 CSR 10-16.010	Missouri Highways and Transportation Commission		35 MoReg 1173R		
7 CSR 10-16.020	Missouri Highways and Transportation Commission		35 MoReg 1173R 35 MoReg 1173		
7 CSR 10-16.025	Missouri Highways and Transportation Commission		35 MoReg 1174		
7 CSR 10-16.030	Missouri Highways and Transportation Commission		35 MoReg 1174R		
7 CSR 10-16.035	Missouri Highways and Transportation Commission		35 MoReg 1175		
7 CSR 10-16.040	Missouri Highways and Transportation Commission		35 MoReg 1178R		
7 CSR 10-16.045	Missouri Highways and Transportation Commission		35 MoReg 1178		
7 CSR 10-16.050	Missouri Highways and Transportation Commission		35 MoReg 1180		
7 CSR 10-25.010	Missouri Highways and Transportation Commission				35 MoReg 1424
7 CSR 60-2.010	Highway Safety Division	35 MoReg 722	35 MoReg 764	This Issue	
7 CSR 60-2.030	Highway Safety Division	35 MoReg 724	35 MoReg 765	This Issue	
<b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b>					
8 CSR 30-3.060	Division of Labor Standards		35 MoReg 1405		
8 CSR 60-4.040	Missouri Commission on Human Rights		35 MoReg 765	35 MoReg 1277	
8 CSR 60-4.045	Missouri Commission on Human Rights		35 MoReg 765	35 MoReg 1277	
<b>DEPARTMENT OF MENTAL HEALTH</b>					
9 CSR 30-4.034	Certification Standards		35 MoReg 935	35 MoReg 1414	
9 CSR 30-4.045	Certification Standards	35 MoReg 1017	35 MoReg 1022		
<b>DEPARTMENT OF NATURAL RESOURCES</b>					
10 CSR 10-2.070	Air Conservation Commission		35 MoReg 766R	35 MoReg 1414R	
10 CSR 10-3.090	Air Conservation Commission		35 MoReg 766R	35 MoReg 1415R	
10 CSR 10-4.070	Air Conservation Commission		35 MoReg 767R	35 MoReg 1415R	
10 CSR 10-5.160	Air Conservation Commission		35 MoReg 767R	35 MoReg 1415R	
10 CSR 10-5.480	Air Conservation Commission		35 MoReg 1080		
10 CSR 10-6.020	Air Conservation Commission		35 MoReg 858		
10 CSR 10-6.070	Air Conservation Commission		35 MoReg 1091		
10 CSR 10-6.075	Air Conservation Commission		35 MoReg 1092		
10 CSR 10-6.080	Air Conservation Commission		35 MoReg 1094		
10 CSR 10-6.165	Air Conservation Commission		35 MoReg 768	35 MoReg 1415	
10 CSR 10-6.400	Air Conservation Commission		35 MoReg 1095		
10 CSR 20-8.110	Clean Water Commission		This Issue		
10 CSR 60-4.025	Safe Drinking Water Commission		35 MoReg 769		
10 CSR 60-5.010	Safe Drinking Water Commission		35 MoReg 778		
10 CSR 60-7.010	Safe Drinking Water Commission		35 MoReg 778		
10 CSR 60-8.010	Safe Drinking Water Commission		35 MoReg 781		
10 CSR 60-8.030	Safe Drinking Water Commission		35 MoReg 785		
10 CSR 60-9.010	Safe Drinking Water Commission		35 MoReg 793		
10 CSR 70-4.010	Soil and Water Districts Commission		35 MoReg 214R 35 MoReg 214		
10 CSR 70-5.010	Soil and Water Districts Commission	34 MoReg 1779	35 MoReg 216R 35 MoReg 216		
10 CSR 70-5.040	Soil and Water Districts Commission	34 MoReg 1783	35 MoReg 217R 35 MoReg 217		
10 CSR 70-5.050	Soil and Water Districts Commission	34 MoReg 1785	35 MoReg 217R 35 MoReg 217		
10 CSR 70-5.060	Soil and Water Districts Commission	34 MoReg 1786	35 MoReg 219R 35 MoReg 219		
10 CSR 140-8.010	Division of Energy		35 MoReg 1022		
<b>DEPARTMENT OF PUBLIC SAFETY</b>					
11 CSR 45-1.010	Missouri Gaming Commission		35 MoReg 1095		
11 CSR 45-1.090	Missouri Gaming Commission		35 MoReg 1246		
11 CSR 45-4.020	Missouri Gaming Commission		35 MoReg 1247		
11 CSR 45-5.051	Missouri Gaming Commission		35 MoReg 1249		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
11 CSR 45-5.075	Missouri Gaming Commission		35 MoReg 1250		
11 CSR 45-5.200	Missouri Gaming Commission		35 MoReg 1250		
11 CSR 45-5.300	Missouri Gaming Commission		35 MoReg 1251		
11 CSR 45-9.113	Missouri Gaming Commission		35 MoReg 1096		
11 CSR 45-9.114	Missouri Gaming Commission		35 MoReg 1098		
11 CSR 45-9.115	Missouri Gaming Commission		35 MoReg 975		
11 CSR 45-9.118	Missouri Gaming Commission		35 MoReg 1098		
11 CSR 45-30.020	Missouri Gaming Commission		35 MoReg 1252		
11 CSR 45-30.025	Missouri Gaming Commission		35 MoReg 1252		
11 CSR 45-30.030	Missouri Gaming Commission		35 MoReg 1253R		
11 CSR 45-30.035	Missouri Gaming Commission		35 MoReg 1253		
11 CSR 45-30.070	Missouri Gaming Commission		35 MoReg 1254		
11 CSR 45-30.175	Missouri Gaming Commission		35 MoReg 1254		
11 CSR 45-30.190	Missouri Gaming Commission	35 MoReg 1241	35 MoReg 1254		
11 CSR 45-30.205	Missouri Gaming Commission		35 MoReg 1255		
11 CSR 45-30.210	Missouri Gaming Commission		35 MoReg 1255		
11 CSR 45-30.225	Missouri Gaming Commission		35 MoReg 1256		
11 CSR 45-30.355	Missouri Gaming Commission		35 MoReg 1256		
11 CSR 45-30.535	Missouri Gaming Commission		35 MoReg 1256		
11 CSR 45-30.540	Missouri Gaming Commission		35 MoReg 1257		
11 CSR 45-30.600	Missouri Gaming Commission		35 MoReg 1257		
<b>DEPARTMENT OF REVENUE</b>					
12 CSR 10-2.250	Director of Revenue		35 MoReg 1029		
12 CSR 10-3.052	Director of Revenue		35 MoReg 1405R		
12 CSR 10-3.112	Director of Revenue		35 MoReg 1257R		
12 CSR 10-3.118	Director of Revenue		35 MoReg 1258R		
12 CSR 10-3.126	Director of Revenue		35 MoReg 1258R		
12 CSR 10-3.130	Director of Revenue		35 MoReg 1258R		
12 CSR 10-3.134	Director of Revenue		35 MoReg 1258R		
12 CSR 10-3.140	Director of Revenue		35 MoReg 1259R		
12 CSR 10-3.146	Director of Revenue		35 MoReg 1259R		
12 CSR 10-3.192	Director of Revenue		35 MoReg 1259R		
12 CSR 10-3.194	Director of Revenue		35 MoReg 1259R		
12 CSR 10-3.196	Director of Revenue		35 MoReg 1260R		
12 CSR 10-3.198	Director of Revenue		35 MoReg 1260R		
12 CSR 10-3.204	Director of Revenue		35 MoReg 1260R		
12 CSR 10-3.228	Director of Revenue		35 MoReg 1260R		
12 CSR 10-3.264	Director of Revenue		35 MoReg 1261R		
12 CSR 10-3.266	Director of Revenue		35 MoReg 1261R		
12 CSR 10-3.288	Director of Revenue		35 MoReg 1261R		
12 CSR 10-3.330	Director of Revenue		35 MoReg 1314R		
12 CSR 10-3.333	Director of Revenue		35 MoReg 1314R		
12 CSR 10-3.350	Director of Revenue		35 MoReg 1314R		
12 CSR 10-3.352	Director of Revenue		35 MoReg 1315R		
12 CSR 10-3.354	Director of Revenue		35 MoReg 1315R		
12 CSR 10-3.376	Director of Revenue		35 MoReg 1315R		
12 CSR 10-3.382	Director of Revenue		35 MoReg 1315R		
12 CSR 10-3.388	Director of Revenue		35 MoReg 1316R		
12 CSR 10-3.406	Director of Revenue		35 MoReg 1316R		
12 CSR 10-3.414	Director of Revenue		35 MoReg 1316R		
12 CSR 10-3.426	Director of Revenue		35 MoReg 1406R		
12 CSR 10-3.428	Director of Revenue		35 MoReg 1406R		
12 CSR 10-3.431	Director of Revenue		35 MoReg 1406R		
12 CSR 10-3.434	Director of Revenue		35 MoReg 1406R		
12 CSR 10-3.436	Director of Revenue		35 MoReg 1407R		
12 CSR 10-3.438	Director of Revenue		35 MoReg 1407R		
12 CSR 10-3.443	Director of Revenue		35 MoReg 1407R		
12 CSR 10-3.444	Director of Revenue		35 MoReg 1408R		
12 CSR 10-3.446	Director of Revenue		35 MoReg 1408R		
12 CSR 10-3.490	Director of Revenue		35 MoReg 1408R		
12 CSR 10-3.496	Director of Revenue		35 MoReg 1408R		
12 CSR 10-3.498	Director of Revenue		This IssueR		
12 CSR 10-3.504	Director of Revenue		This IssueR		
12 CSR 10-3.506	Director of Revenue		This IssueR		
12 CSR 10-3.522	Director of Revenue		This IssueR		
12 CSR 10-3.534	Director of Revenue		This IssueR		
12 CSR 10-3.536	Director of Revenue		This IssueR		
12 CSR 10-3.542	Director of Revenue		This IssueR		
12 CSR 10-3.556	Director of Revenue		This IssueR		
12 CSR 10-3.565	Director of Revenue		This IssueR		
12 CSR 10-3.585	Director of Revenue		This IssueR		
12 CSR 10-3.620	Director of Revenue		This IssueR		
12 CSR 10-3.626	Director of Revenue		This IssueR		
12 CSR 10-3.856	Director of Revenue		This IssueR		
12 CSR 10-3.862	Director of Revenue		This IssueR		
12 CSR 10-3.870	Director of Revenue		This IssueR		
12 CSR 10-24.305	Director of Revenue		35 MoReg 1316		
12 CSR 10-24.430	Director of Revenue	35 MoReg 1065	35 MoReg 1100		
12 CSR 10-24.480	Director of Revenue	35 MoReg 1066	35 MoReg 1103		
12 CSR 10-24.485	Director of Revenue	35 MoReg 1066	35 MoReg 1106		
12 CSR 10-26.020	Director of Revenue	35 MoReg 1309	35 MoReg 1317		
12 CSR 10-103.390	Director of Revenue		35 MoReg 685	35 MoReg 1277	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
<b>DEPARTMENT OF SOCIAL SERVICES</b>					
13 CSR 35-38.010	Children's Division		35 MoReg 576	35 MoReg 1278	
13 CSR 35-38.011	Children's Division		35 MoReg 976	This Issue	
13 CSR 35-38.021	Children's Division		35 MoReg 976	This Issue	
13 CSR 35-38.030	Children's Division ( <i>Changed from 13 CSR 40-38.010</i> )		35 MoReg 976	This Issue	
13 CSR 35-38.040	Children's Division ( <i>Changed from 13 CSR 40-38.020</i> )		35 MoReg 977	This Issue	
13 CSR 35-60.070	Children's Division		35 MoReg 582	35 MoReg 1280	
13 CSR 40-38.010	Family Support Division ( <i>Changed to 13 CSR 35-38.030</i> )		35 MoReg 976	This Issue	
13 CSR 40-38.020	Family Support Division ( <i>Changed to 13 CSR 35-38.040</i> )		35 MoReg 977	This Issue	
13 CSR 40-91.040	Family Support Division ( <i>Changed from 19 CSR 40-11.010</i> )		This Issue		
13 CSR 70-3.020	MO HealthNet Division		35 MoReg 977		
13 CSR 70-3.130	MO HealthNet Division		35 MoReg 1261		
13 CSR 70-3.140	MO HealthNet Division		35 MoReg 980		
13 CSR 70-3.160	MO HealthNet Division		35 MoReg 980		
13 CSR 70-3.200	MO HealthNet Division		35 MoReg 685	35 MoReg 1418	
13 CSR 70-15.010	MO HealthNet Division	35 MoReg 1067	35 MoReg 1108		
13 CSR 70-15.110	MO HealthNet Division	35 MoReg 1070	35 MoReg 1111		
13 CSR 70-20.320	MO HealthNet Division	35 MoReg 1072	35 MoReg 1114		
13 CSR 70-90.010	MO HealthNet Division		35 MoReg 688	35 MoReg 1420	
13 CSR 70-91.030	MO HealthNet Division		35 MoReg 1029R		
<b>ELECTED OFFICIALS</b>					
15 CSR 30-50.010	Secretary of State		This Issue		
15 CSR 30-51.020	Secretary of State		This Issue		
15 CSR 30-51.030	Secretary of State		This Issue		
15 CSR 30-51.173	Secretary of State		This Issue		
<b>RETIREMENT SYSTEMS</b>					
16 CSR 10-4.010	The Public School Retirement System of Missouri		35 MoReg 1262		
16 CSR 10-5.010	The Public School Retirement System of Missouri		35 MoReg 1263		
16 CSR 10-6.040	The Public School Retirement System of Missouri		35 MoReg 1263		
16 CSR 50-2.010	The County Employees' Retirement Fund		35 MoReg 1029		
16 CSR 50-2.020	The County Employees' Retirement Fund		35 MoReg 1030		
16 CSR 50-2.030	The County Employees' Retirement Fund		35 MoReg 1030		
16 CSR 50-2.050	The County Employees' Retirement Fund		35 MoReg 1031		
16 CSR 50-2.110	The County Employees' Retirement Fund		35 MoReg 1031		
16 CSR 50-3.010	The County Employees' Retirement Fund		35 MoReg 1031		
<b>BOARDS OF POLICE COMMISSIONERS</b>					
17 CSR 20-3.015	St. Louis Board of Police Commissioners		35 MoReg 862	35 MoReg 1326	
17 CSR 20-3.025	St. Louis Board of Police Commissioners		35 MoReg 863	35 MoReg 1326	
17 CSR 20-3.035	St. Louis Board of Police Commissioners		35 MoReg 863	35 MoReg 1326	
17 CSR 20-3.045	St. Louis Board of Police Commissioners		35 MoReg 864	35 MoReg 1326	
17 CSR 20-3.055	St. Louis Board of Police Commissioners		35 MoReg 864	35 MoReg 1327	
17 CSR 20-3.065	St. Louis Board of Police Commissioners		35 MoReg 865	35 MoReg 1327	
17 CSR 20-3.075	St. Louis Board of Police Commissioners		35 MoReg 865	35 MoReg 1327	
17 CSR 20-3.085	St. Louis Board of Police Commissioners		35 MoReg 866	35 MoReg 1327	
17 CSR 20-3.095	St. Louis Board of Police Commissioners		35 MoReg 866	35 MoReg 1327	
17 CSR 20-3.105	St. Louis Board of Police Commissioners		35 MoReg 866	35 MoReg 1327	
17 CSR 20-3.115	St. Louis Board of Police Commissioners		35 MoReg 867	35 MoReg 1328	
17 CSR 20-3.125	St. Louis Board of Police Commissioners		35 MoReg 867	35 MoReg 1328	
17 CSR 20-3.135	St. Louis Board of Police Commissioners		35 MoReg 868	35 MoReg 1328	
<b>PUBLIC DEFENDER COMMISSION</b>					
18 CSR 10-2.010	Office of State Public Defender		35 MoReg 1180		
<b>DEPARTMENT OF HEALTH AND SENIOR SERVICES</b>					
19 CSR 30-1.074	Division of Regulation and Licensure	35 MoReg 1072	35 MoReg 1116		
19 CSR 40-11.010	Division of Maternal, Child and Family Health ( <i>Changed to 13 CSR 40-91.040</i> )		This Issue		
19 CSR 60-50	Missouri Health Facilities Review Committee				35 MoReg 1329 35 MoReg 1425
<b>DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION</b>					
20 CSR	Construction Claims Binding Arbitration Cap				33 MoReg 150 33 MoReg 2446 35 MoReg 654
20 CSR	Medical Malpractice				31 MoReg 616 32 MoReg 545
20 CSR	Sovereign Immunity Limits				33 MoReg 150 33 MoReg 2446 35 MoReg 318
20 CSR	State Legal Expense Fund Cap				33 MoReg 150 33 MoReg 2446 35 MoReg 654
20 CSR 400-2.180	Life, Annuities and Health		This Issue		
20 CSR 500-2.300	Property and Casualty		35 MoReg 691	35 MoReg 1283	
20 CSR 500-10.200	Property and Casualty		35 MoReg 793		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 1140-30.010	Division of Finance	35 MoReg 725R	35 MoReg 794R	This IssueR	
20 CSR 1140-30.030	Division of Finance	35 MoReg 727R	35 MoReg 794R	This IssueR	
20 CSR 1140-30.040	Division of Finance	35 MoReg 728R	35 MoReg 794R	This IssueR	
20 CSR 1140-30.050	Division of Finance	35 MoReg 729R	35 MoReg 795R	This IssueR	
20 CSR 1140-30.070	Division of Finance	35 MoReg 730R	35 MoReg 795R	This IssueR	
20 CSR 1140-30.080	Division of Finance	35 MoReg 731R	35 MoReg 795R	This IssueR	
20 CSR 1140-30.090	Division of Finance	35 MoReg 732R	35 MoReg 796R	This IssueR	
20 CSR 1140-30.100	Division of Finance	35 MoReg 733R	35 MoReg 796R	This IssueR	
20 CSR 1140-30.110	Division of Finance	35 MoReg 734R	35 MoReg 797R	This IssueR	
20 CSR 1140-30.120	Division of Finance	35 MoReg 736R	35 MoReg 797R	This IssueR	
20 CSR 1140-30.200	Division of Finance	35 MoReg 737	35 MoReg 797	This Issue	
20 CSR 1140-30.210	Division of Finance	35 MoReg 738	35 MoReg 798	This Issue	
20 CSR 1140-30.220	Division of Finance	35 MoReg 739	35 MoReg 800	This Issue	
20 CSR 1140-30.230	Division of Finance	35 MoReg 741	35 MoReg 800	This Issue	
20 CSR 1140-30.240	Division of Finance	35 MoReg 742	35 MoReg 800	This Issue	
20 CSR 1140-30.250	Division of Finance	35 MoReg 743	35 MoReg 803	This Issue	
20 CSR 1140-30.260	Division of Finance	35 MoReg 744	35 MoReg 803	This Issue	
20 CSR 1140-30.270	Division of Finance	35 MoReg 745	35 MoReg 803	This Issue	
20 CSR 1140-30.280	Division of Finance	35 MoReg 747	35 MoReg 804	This Issue	
20 CSR 1140-30.290	Division of Finance	35 MoReg 748	35 MoReg 805	This Issue	
20 CSR 1140-30.300	Division of Finance	35 MoReg 749	35 MoReg 807	This Issue	
20 CSR 1140-30.310	Division of Finance	35 MoReg 750	35 MoReg 807	This Issue	
20 CSR 1140-30.320	Division of Finance	35 MoReg 752	35 MoReg 810	This Issue	
20 CSR 1140-31.010	Division of Finance		35 MoReg 810	This Issue	
20 CSR 1140-31.020	Division of Finance		35 MoReg 810	This Issue	
20 CSR 2030-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects	35 MoReg 1242	35 MoReg 1264		
20 CSR 2110-2.240	Missouri Dental Board		35 MoReg 1267		
20 CSR 2120-2.100	State Board of Embalmers and Funeral Directors	35 MoReg 1242	35 MoReg 1267		
20 CSR 2120-2.105	State Board of Embalmers and Funeral Directors		35 MoReg 1271R		
20 CSR 2150-5.100	State Board of Registration for the Healing Arts		35 MoReg 869R 35 MoReg 870	35 MoReg 1420R 35 MoReg 1420	
20 CSR 2200-4.100	State Board of Nursing		35 MoReg 872R	35 MoReg 1421R	
20 CSR 2200-4.200	State Board of Nursing		35 MoReg 872 35 MoReg 879R 35 MoReg 879	35 MoReg 1421 35 MoReg 1422R 35 MoReg 1422	
20 CSR 2205-5.010	Missouri Board of Occupational Therapy		35 MoReg 1271R 35 MoReg 1271		
20 CSR 2210-2.030	State Board of Optometry		35 MoReg 1409		
20 CSR 2220-2.005	State Board of Pharmacy	This Issue	This Issue		
20 CSR 2263-2.031	State Committee for Social Workers	35 MoReg 1310	35 MoReg 1320		
20 CSR 2263-2.045	State Committee for Social Workers	35 MoReg 1311	35 MoReg 1320		
20 CSR 2263-2.050	State Committee for Social Workers	35 MoReg 1312	35 MoReg 1323		
<b>MISSOURI CONSOLIDATED HEALTH CARE PLAN</b>					
22 CSR 10-2.070	Health Care Plan		35 MoReg 1124R 35 MoReg 1124		
22 CSR 10-3.070	Health Care Plan		35 MoReg 1129R 35 MoReg 1129		

Agency	Publication	Effective	Expiration
<b>Office of Administration</b>			
<b>Administrative Hearing Commission</b>			
1 CSR 15-3.350	Complaints . . . . .	.35 MoReg 1367 . . . . .	Sept. 9, 2010 . . . . .March 7, 2011
1 CSR 15-3.380	Answers and Other Responsive Pleadings . . . . .	.35 MoReg 1367 . . . . .	Sept. 9, 2010 . . . . .March 7, 2011
1 CSR 15-3.436	Involuntary Dismissal . . . . .	.35 MoReg 1368 . . . . .	Sept. 9, 2010 . . . . .March 7, 2011
1 CSR 15-3.446	Decision on the Complaint without a Hearing . . . . .	.35 MoReg 1368 . . . . .	Sept. 9, 2010 . . . . .March 7, 2011
1 CSR 15-3.490	Hearings on Complaints; Default . . . . .	.35 MoReg 1369 . . . . .	Sept. 9, 2010 . . . . .March 7, 2011
<b>Personnel Advisory Board and Division of Personnel</b>			
1 CSR 20-1.010	General Organization . . . . .	.35 MoReg 1369 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-1.030	Personnel Rules . . . . .	.35 MoReg 1370 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-2.015	Broad Classification Bands for Managers . . . . .	.35 MoReg 1370 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-3.010	Examinations . . . . .	.35 MoReg 1371 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-3.020	Registers . . . . .	.35 MoReg 1372 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-3.030	Certification and Appointment . . . . .	.35 MoReg 1372 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-3.070	Separation, Suspension, and Demotion . . . . .	.35 MoReg 1373 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-3.080	General Provisions and Prohibitions . . . . .	.35 MoReg 1374 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-4.010	Appeals . . . . .	.35 MoReg 1375 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
1 CSR 20-4.020	Grievance Procedures . . . . .	.35 MoReg 1379 . . . . .	Sept. 7, 2010 . . . . .March 5, 2011
<b>Missouri Ethics Commission</b>			
1 CSR 50-3.010	Late Fee . . . . .	.35 MoReg 1379 . . . . .	Sept. 9, 2010 . . . . .March 7, 2011
<b>Department of Agriculture</b>			
<b>Plant Industries</b>			
2 CSR 70-11.060	Thousand Cankers Disease of Walnut Exterior Quarantine . . . . .	.35 MoReg 721 . . . . .	April 12, 2010 . . . . .Jan. 19, 2011
<b>Department of Transportation</b>			
<b>Highway Safety Division</b>			
7 CSR 60-2.010	Definitions . . . . .	.35 MoReg 722 . . . . .	April 18, 2010 . . . . .Nov. 30, 2010
7 CSR 60-2.030	Standards and Specifications . . . . .	.35 MoReg 724 . . . . .	April 18, 2010 . . . . .Nov. 30, 2010
<b>Department of Mental Health</b>			
<b>Certification Standards</b>			
9 CSR 30-4.045	Intensive Community Psychiatric Rehabilitation . . . . .	.35 MoReg 1017 . . . . .	July 1, 2010 . . . . .Feb. 24, 2011
<b>Department of Natural Resources</b>			
<b>Division of Energy</b>			
10 CSR 140-2.010	Definitions . . . . .	Next Issue . . . . .	Oct. 10, 2010 . . . . .April 7, 2011
10 CSR 140-2.020	General Provisions . . . . .	Next Issue . . . . .	Oct. 10, 2010 . . . . .April 7, 2011
10 CSR 140-2.030	Public Sector Eligibility . . . . .	Next Issue . . . . .	Oct. 10, 2010 . . . . .April 7, 2011
<b>Department of Public Safety</b>			
<b>Missouri Gaming Commission</b>			
11 CSR 45-30.190	Rules of Play . . . . .	.35 MoReg 1241 . . . . .	Aug. 28, 2010 . . . . .Feb. 23, 2011
<b>Department of Revenue</b>			
<b>Director of Revenue</b>			
12 CSR 10-24.430	Back of Driver License, Permits and Nondriver License . . . . .	.35 MoReg 1065 . . . . .	July 1, 2010 . . . . .Dec. 28, 2010
12 CSR 10-24.480	Boater Identification Indicator on Driver or Nondriver License . . . . .	.35 MoReg 1066 . . . . .	July 1, 2010 . . . . .Dec. 28, 2010
12 CSR 10-24.485	Permanent Disability Indicator on Driver or Nondriver License . . . . .	.35 MoReg 1066 . . . . .	July 4, 2010 . . . . .Dec. 31, 2010
12 CSR 10-26.020	License Requirements for Auctions, Dealers, Franchisors, and Manufacturers . . . . .	.35 MoReg 1309 . . . . .	Aug. 28, 2010 . . . . .Feb. 24, 2011

Agency	Publication	Effective	Expiration
<b>Department of Social Services</b>			
<b>MO HealthNet Division</b>			
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology . . . . .	.35 MoReg 1067 . . . . .	July 1, 2010 . . . . .Dec. 27, 2010
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA) . . . . .	.35 MoReg 1070 . . . . .	July 1, 2010 . . . . .Dec. 27, 2010
13 CSR 70-15.160	Prospective Outpatient Hospital Services Reimbursement Methodology . . . . .	.Next Issue . . . . .	Oct. 1, 2010 . . .March 29, 2011
13 CSR 70-20.320	Pharmacy Reimbursement Allowance . . . . .	.35 MoReg 1072 . . . . .	July 1, 2010 . . . . .Dec. 27, 2010
<b>Department of Health and Senior Services</b>			
<b>Division of Regulation and Licensure</b>			
19 CSR 30-1.074	Dispensing Without a Prescription . . . . .	.35 MoReg 1072 . . . . .	Sept. 28, 2010 . . .March 26, 2011
<b>Department of Insurance, Financial Institutions and Professional Registration</b>			
<b>Division of Finance</b>			
20 CSR 1140-30.010	Definitions . . . . .	.35 MoReg 725 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.030	Licensing . . . . .	.35 MoReg 727 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.040	Operations and Supervision . . . . .	.35 MoReg 728 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.050	Annual Report of Mortgage Brokerage Activity and Mortgage Servicing Activity . . . . .	.35 MoReg 729 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.070	Advertising . . . . .	.35 MoReg 730 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.080	Loan Brokerage Practices . . . . .	.35 MoReg 731 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.090	Loan Application Practices . . . . .	.35 MoReg 732 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.100	General Practices . . . . .	.35 MoReg 733 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.110	Commitment and Closing Practices . . . . .	.35 MoReg 734 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.120	Exemption Guidelines . . . . .	.35 MoReg 736 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.200	Definitions . . . . .	.35 MoReg 737 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.210	Licensing of Mortgage Loan Originators . . . . .	.35 MoReg 738 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.220	Self-Reporting Requirements . . . . .	.35 MoReg 739 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.230	Challenges to Information Submitted to NMLSR . . . . .	.35 MoReg 741 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.240	Operations and Supervision of Residential Mortgage Loan Brokers . . . . .	.35 MoReg 742 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.250	Change in Business Activities . . . . .	.35 MoReg 743 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.260	Full-Service Office Requirement . . . . .	.35 MoReg 744 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.270	Maintenance of Records . . . . .	.35 MoReg 745 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.280	Authorized Advance Fees and Escrow Requirements . . . . .	.35 MoReg 747 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.290	In-State Office Waiver For Services . . . . .	.35 MoReg 748 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.300	Annual Report . . . . .	.35 MoReg 749 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.310	Bonding Requirements . . . . .	.35 MoReg 750 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
20 CSR 1140-30.320	Exempt List . . . . .	.35 MoReg 752 . . . . .	April 18, 2009 . . . . .Jan. 26, 2011
<b>Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects</b>			
20 CSR 2030-6.015	Application, Renewal, Reinstatement, Relicensure, and Miscellaneous Fees . . . . .	.35 MoReg 1242 . . . . .	July 30, 2010 . . . . .Feb. 24, 2011
<b>State Board of Embalmers and Funeral Directors</b>			
20 CSR 2120-2.100	Fees . . . . .	.35 MoReg 1242 . . . . .	Aug. 5, 2010 . . . . .Feb. 24, 2011
<b>State Board of Pharmacy</b>			
20 CSR 2220-2.005	Definitions . . . . .	.This Issue . . . . .	Sept. 13, 2010 . . .March 11, 2011
<b>State Committee for Social Workers</b>			
20 CSR 2263-2.031	Acceptable Supervisors and Supervisor Responsibilities . . . . .	.35 MoReg 1310 . . . . .	Aug. 28, 2010 . . . . .Feb. 24, 2011
20 CSR 2263-2.045	Provisional Licenses . . . . .	.35 MoReg 1311 . . . . .	Aug. 28, 2010 . . . . .Feb. 24, 2011
20 CSR 2263-2.050	Application for Licensure as a Social Worker . . . . .	.35 MoReg 1312 . . . . .	Aug. 28, 2010 . . . . .Feb. 24, 2011

<b>Executive Orders</b>	<b>Subject Matter</b>	<b>Filed Date</b>	<b>Publication</b>
<b>2010</b>			
<b>Emergency Declaration</b>	Proclaims an emergency declaration concerning the damage and structural integrity of the State Route A bridge over the Weldon Fork of the Thompson River	Sept. 28, 2010	Next Issue
<b>10-26</b>	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies	Sept. 24, 2010	Next Issue
<b>10-25</b>	Extends the declaration of emergency contained in Executive Order 10-22 for the purpose of protecting the safety and welfare of our fellow Missourians	July 20, 2010	35 MoReg 1244
<b>10-24</b>	Creates the Code of Fair Practices for the Executive Branch of State Government and supersedes paragraph one of Executive Order 05-30	July 9, 2010	35 MoReg 1167
<b>Emergency Declaration</b>	Proclaims that an emergency exists concerning the damage and structural integrity of the U.S. Route 24 bridge over the Grand River	July 2, 2010	35 MoReg 1165
<b>10-23</b>	Activates the state militia in response to severe weather that began on June 12	June 23, 2010	35 MoReg 1078
<b>10-22</b>	Declares a state of emergency and directs the Missouri State Emergency Operations Plan be activated due to severe weather that began on June 12	June 21, 2010	35 MoReg 1076
<b>10-21</b>	Activates the Missouri State Emergency Operations Center	June 15, 2010	35 MoReg 1018
<b>10-20</b>	Establishes the Missouri Civil War Sesquicentennial Commission	April 2, 2010	35 MoReg 754
<b>10-19</b>	Amends Executive Order 09-17 to give the commissioner of the Office of Administration supervisory authority over the Transform Missouri Project	March 2, 2010	35 MoReg 637
<b>10-18</b>	Establishes the Children in Nature Challenge to challenge Missouri communities to take action to enhance children's education about nature, and to increase children's opportunities to personally experience nature and the outdoors	Feb. 26, 2010	35 MoReg 573
<b>10-17</b>	Establishes a Missouri Emancipation Day Commission to promote, consider, and recommend appropriate activities for the annual recognition and celebration of Emancipation Day	Feb. 2, 2010	35 MoReg 525
<b>10-16</b>	Transfers the scholarship portion of the A+ Schools Program from the Missouri Department of Elementary and Secondary Education to the Missouri Department of Higher Education	Jan. 29, 2010	35 MoReg 447
<b>10-15</b>	Transfers the Breath Alcohol Program from the Missouri Department of Transportation to the Missouri Department of Health and Senior Services	Jan. 29, 2010	35 MoReg 445
<b>10-14</b>	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies	Jan. 29, 2010	35 MoReg 443
<b>10-13</b>	Directs the Department of Social Services to disband the Missouri Task Force on Youth Aging Out of Foster Care	Jan. 15, 2010	35 MoReg 364
<b>10-12</b>	Rescinds Executive Orders 98-14, 95-21, 95-17, and 94-19 and terminates the Governor's Commission on Driving While Intoxicated and Impaired Driving	Jan. 15, 2010	35 MoReg 363
<b>10-11</b>	Rescinds Executive Order 05-41 and terminates the Governor's Advisory Council for Veterans Affairs and assigns its duties to the Missouri Veterans Commission	Jan. 15, 2010	35 MoReg 362
<b>10-10</b>	Rescinds Executive Order 01-08 and terminates the Personal Independence Commission and assigns its duties to the Governor's Council on Disability	Jan. 15, 2010	35 MoReg 361
<b>10-09</b>	Rescinds Executive Orders 95-10, 96-11, and 98-13 and terminates the Governor's Council on AIDS and transfers their duties to the Statewide HIV/STD Prevention Community Planning Group within the Department of Health and Senior Services	Jan. 15, 2010	35 MoReg 360
<b>10-08</b>	Rescinds Executive Order 04-07 and terminates the Missouri Commission on Patient Safety	Jan. 15, 2010	35 MoReg 358
<b>10-07</b>	Rescinds Executive Order 01-16 and terminates the Missouri Commission on Intergovernmental Cooperation	Jan. 15, 2010	35 MoReg 357
<b>10-06</b>	Rescinds Executive Order 05-13 and terminates the Governor's Advisory Council on Plant Biotechnology and assigns its duties to the Missouri Technology Corporation	Jan. 15, 2010	35 MoReg 356
<b>10-05</b>	Rescinds Executive Order 95-28 and terminates the Missouri Board of Geographic Names	Jan. 15, 2010	35 MoReg 355
<b>10-04</b>	Rescinds Executive Order 03-10 and terminates the Missouri Energy Policy Council	Jan. 15, 2010	35 MoReg 354
<b>10-03</b>	Rescinds Executive Order 03-01 and terminates the Missouri Lewis and Clark Bicentennial Commission	Jan. 15, 2010	35 MoReg 353



**Executive  
Orders**

Subject Matter	Filed Date	Publication
<b>10-02</b> Rescinds Executive Order 07-29 and terminates the Governor's Advisory Council on Aging and assigns its duties to the State Board of Senior Services	Jan. 15, 2010	35 MoReg 352
<b>10-01</b> Rescinds Executive Order 01-15 and terminates the Missouri Commission on Total Compensation	Jan. 15, 2010	35 MoReg 351
<b>2009</b>		
<b>09-29</b> Outlines the suspension of federal commercial motor vehicle and driver laws during emergency declarations. Executive Orders 07-01 and 08-40 are superceded and replaced on February 1, 2010	December 31, 2009	35 MoReg 205
<b>09-28</b> Establishes the post of Missouri Poet Laureate. Executive order 08-01 is superceded and replaced	December 24, 2009	35 MoReg 203
<b>09-27</b> Creates the Missouri Office of Health Information Technology, referred to as MO-HITECH. Executive Order 06-03 is rescinded	November 4, 2009	34 MoReg 2587
<b>09-26</b> Advises that state offices will be closed November 27, 2009	October 30, 2009	34 MoReg 2466
<b>09-25</b> Creates the governor's faith-based and community service partnership for disaster recovery	September 21, 2009	34 MoReg 2361
<b>09-24</b> Creates the prompt pay for a healthy Missouri project	September 11, 2009	34 MoReg 2313
<b>09-23</b> Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	September 1, 2009	34 MoReg 2139
<b>09-22</b> Appoints the Home Building and Residential Energy Efficiency Advisory panel to issue recommendations on energy efficiency measures for the home building sector and consumers	August 20, 2009	34 MoReg 2137
<b>09-21</b> Declares a state of emergency exists in the state of Missouri and directs that Missouri State Emergency Operations Plan remain activated	May 14, 2009	34 MoReg 1332
<b>09-20</b> Gives the director of the Missouri Department of Natural Resources full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under his purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period	May 12, 2009	34 MoReg 1331
<b>09-19</b> Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated	May 8, 2009	34 MoReg 1329
<b>09-18</b> Orders that all state agencies whose building management falls under the direction of the Office of Administration shall institute policies that will result in reductions of energy consumption of two percent per year for each of the next ten years	April 23, 2009	34 MoReg 1273
<b>09-17</b> Creates the Transform Missouri Project as well as the Taxpayer Accountability, Compliance, and Transparency Unit, and rescinds Executive Order 09-12	March 31, 2009	34 MoReg 828
<b>09-16</b> Directs the Department of Corrections to lead a permanent, interagency steering team for the Missouri Reentry Process	March 26, 2009	34 MoReg 826
<b>09-15</b> Expands the Missouri Automotive Jobs Task Force to consist of 18 members	March 24, 2009	34 MoReg 824
<b>09-14</b> Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	March 5, 2009	34 MoReg 761
<b>09-13</b> Extends Executive Order 09-04 and Executive Order 09-07 through March 31, 2009	February 25, 2009	34 MoReg 657
<b>09-12</b> Creates and establishes the Transform Missouri Initiative	February 20, 2009	34 MoReg 655
<b>09-11</b> Orders the Department of Health and Senior Services and the Department of Social Services to transfer the Blindness Education, Screening and Treatment Program (BEST) to the Department of Social Services	February 4, 2009	34 MoReg 590
<b>09-10</b> Orders the Department of Elementary and Secondary Education and the Department of Economic Development to transfer the Missouri Customized Training Program to the Department of Economic Development	February 4, 2009	34 MoReg 588
<b>09-09</b> Transfers the various scholarship programs under the Departments of Agriculture, Elementary and Secondary Education, Higher Education, and Natural Resources to the Department of Higher Education	February 4, 2009	34 MoReg 585
<b>09-08</b> Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	February 2, 2009	34 MoReg 366
<b>09-07</b> Gives the director of the Missouri Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe weather that began on January 26	January 30, 2009	34 MoReg 364
<b>09-06</b> Activates the state militia in response to the aftermath of severe storms that began on January 26	January 28, 2009	34 MoReg 362
<b>09-05</b> Establishes a Complete Count Committee for the 2010 Census	January 27, 2009	34 MoReg 359

**Executive  
Orders**

	<b>Subject Matter</b>	<b>Filed Date</b>	<b>Publication</b>
<b>09-04</b>	Declares a state of emergency and activates the Missouri State Emergency Operations Plan	January 26, 2009	34 MoReg 357
<b>09-03</b>	Directs the Missouri Department of Economic Development, working with the Missouri Development Finance Board, to create a pool of funds designated for low-interest and no-interest direct loans for small business	January 13, 2009	34 MoReg 281
<b>09-02</b>	Creates the Economic Stimulus Coordination Council	January 13, 2009	34 MoReg 279
<b>09-01</b>	Creates the Missouri Automotive Jobs Task Force	January 13, 2009	34 MoReg 277

The rule number and the MoReg publication date follow each entry to this index.

## ADMINISTRATION, OFFICE OF

### Administrative Hearing Commission

- answers and other responsive pleadings; 1 CSR 15-3.380; 10/1/10
- complaints; 1 CSR 15-3.350; 10/1/10
- decision on the complaint without a hearing; 1 CSR 15-3.446; 10/1/10
- fees and expenses; 1 CSR 15-3.560; 10/1/10
- filing of documents; fax filing; posting bond; 1 CSR 15-3.290; 10/1/10
- hearings on complaints; default; 1 CSR 15-3.490; 10/1/10
- involuntary dismissal; 1 CSR 15-3.436; 10/1/10
- motions; 1 CSR 15-3.480; 10/1/10
- voluntary dismissal, settlement, and consent orders; 1 CSR 15-3.431; 10/1/10
- written arguments; 1 CSR 15-3.500; 10/1/10

### Missouri Ethics Commission

- late fee; 1 CSR 50-3.010; 10/1/10

### Personnel Advisory Board and Division of Personnel

- appeals; 1 CSR 20-4.010; 10/1/10
- broad classification bands for managers; 1 CSR 20-2.015; 10/1/10
- certification and appointment; 1 CSR 20-3.030; 10/1/10
- examinations; 1 CSR 20-3.010; 10/1/10
- general organization; 1 CSR 20-1.010; 10/1/10
- general provisions and prohibitions; 1 CSR 20-3.080; 10/1/10
- grievance procedures; 1 CSR 20-4.020; 10/1/10
- personnel rules; 1 CSR 20-1.030; 10/1/10
- registers; 1 CSR 20-3.020; 10/1/10
- separation, suspension, and demotion; 1 CSR 20-3.070; 10/1/10

## AGRICULTURE

### plant industries

- thousand cankers disease of walnut exterior quarantine; 2 CSR 70-11.060; 5/17/10, 10/15/10

### state milk board

- grading of milk and milk products, the; 2 CSR 80-3.070; 6/1/10, 10/15/10

## AIR QUALITY, AIR POLLUTION CONTROL

- control of odors in the ambient air; 10 CSR 10-5.160; 5/17/10, 10/1/10
- definitions and common reference tables; 10 CSR 10-6.020; 6/1/10
- emission standards for hazardous air pollutants; 10 CSR 10-6.080; 8/2/10
- maximum achievable control technology regulations; 10 CSR 10-6.075; 8/2/10
- new source performance regulations; 10 CSR 10-6.070; 8/2/10
- reporting emission data, emission fees, and process information; 10 CSR 10-6.110; 3/1/10, 8/2/10
- restriction of emission of odors
  - 10 CSR 10-2.070; 5/17/10, 10/1/10
  - 10 CSR 10-3.090; 5/17/10, 10/1/10
  - 10 CSR 10-4.070; 5/17/10, 10/1/10
  - 10 CSR 10-6.165; 5/17/10, 10/1/10
- restriction of emission of particulate matter from industrial processes; 10 CSR 10-6.400; 8/2/10
- St. Louis area transportation conformity requirements; 10 CSR 10-5.480; 8/2/10

## ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS, AND LANDSCAPE ARCHITECTS, MISSOURI BOARD FOR

- application, renewal, reinstatement, relicensure, and miscellaneous fees; 20 CSR 2030-6.015; 9/1/10

## CERTIFICATE OF NEED PROGRAM

- application review schedule; 19 CSR 60-50; 8/2/10, 9/15/10, 10/1/10

## CHILDREN'S DIVISION

- adoption and guardianship subsidy; 13 CSR 35-38.010; 4/1/10, 9/1/10
- definition of adoption services; 13 CSR 35-38.030; 7/1/10, 10/15/10
- definition of guardianship services; 13 CSR 35-38.011; 7/1/10
- foster care services for youth with elevated needs; 13 CSR 35-60.070; 4/1/10, 9/1/10
- provision of adoption services; 13 CSR 35-38.040; 7/1/10, 10/15/10
- provision of guardianship services; 13 CSR 35-38.021; 7/1/10, 10/15/10

## CLEAN WATER COMMISSION

- engineering—reports, plans, and specification; 10 CSR 20-8.110; 10/15/10

## CONSERVATION COMMISSION

- black bass; 3 CSR 10-6.505; 10/1/10
- bullfrogs and green frogs; 3 CSR 10-12.115; 10/1/10
- deer
  - hunting seasons: general provisions; 3 CSR 10-7.431; 6/1/10, 8/16/10
- fishing
  - daily and possession limits; 3 CSR 10-12.140; 10/1/10
  - length limits; 3 CSR 10-12.145; 10/1/10
  - stone mill spring branch; 3 CSR 10-12.155; 10/1/10
- hunting and trapping; 3 CSR 10-12.125; 10/1/10
- hunting methods; 3 CSR 10-7.410; 6/1/10, 8/16/10
- migratory game birds and waterfowl: seasons, limits; 3 CSR 10-7.440; 8/16/10, 10/1/10
- nonresident Mississippi River roe fish commercial harvest permit; 3 CSR 10-10.724; 4/15/10, 7/1/10
- trout; 3 CSR 10-6.535; 10/1/10
- use of boats and motors; 3 CSR 10-12.110; 10/1/10
- vehicles, bicycles, horses, and horseback riding; 3 CSR 10-11.130; 9/1/10

## CONTROLLED SUBSTANCES

- dispensing without a prescription; 19 CSR 30-1.074; 8/2/10

## DENTAL BOARD, MISSOURI

- continuing dental education; 20 CSR 2110-2.240; 9/1/10

## ELEMENTARY AND SECONDARY EDUCATION, DEPARTMENT OF

- A+ Schools Program; 5 CSR 50-350.040; 8/2/10
- application for a career education of license to teach; 5 CSR 80-800.270; 3/1/10, 8/2/10
- application for an adult education and literacy certificate of license to teach; 5 CSR 80-800.280; 3/1/10, 8/2/10
- application for certificate of license to teach; 5 CSR 80-800.200; 3/1/10, 8/2/10
- application for certificate of license to teach for administrators; 5 CSR 80-800.220; 3/1/10, 8/2/10

application for substitute certificate of license to teach; 5 CSR 80-800.290; 3/1/10, 8/2/10  
certificate of license to teach classifications; 5 CSR 80-800.360; 3/1/10, 8/2/10  
certificate of license to teach content areas; 5 CSR 80-800.350; 3/1/10, 8/2/10  
general provisions governing programs authorized under the early childhood development act; 5 CSR 50-270.010; 2/1/10, 7/15/10  
general provisions governing the consolidated grants under the Improving America's Schools Act; 5 CSR 50-321.010; 6/1/10  
required assessments for professional education certification in Missouri; 5 CSR 80-800.380; 3/1/10, 8/2/10  
temporary authorization certificate of license to teach; 5 CSR 80-800.260; 3/1/10, 8/2/10

#### **EMBALMERS AND FUNERAL DIRECTORS, STATE BOARD OF**

fees; 20 CSR 2120-2.100; 9/1/10  
preneed fees; 20 CSR 2120-2.105; 9/1/10

#### **ENERGY, DIVISION OF**

certification of renewable energy and renewable energy standard compliance account; 10 CSR 140-8.010; 7/15/10

#### **EXECUTIVE ORDERS**

activates the state militia in response to severe weather that began on June 12; 10-23; 8/2/10  
creates the Code of Fair Practices for the Executive Branch of State Government and supercedes paragraph one of Executive Order 05-30; 10-24; 8/16/10  
declares a state of emergency and directs the Missouri State Emergency Operations Plan be activated due to severe weather that began on June 12; 10-22; 8/2/10  
extends the declaration of emergency contained in Executive Order 10-22 for the purpose of protecting the safety and welfare of our fellow Missourians; 10-25; 9/1/10  
proclaims that an emergency exists concerning the damage and structural integrity of the U.S. Route 24 bridge over the Grand River; Emergency Declaration; 8/16/10

#### **FAMILY SUPPORT DIVISION**

definition of adoption services; 13 CSR 40-38.010; 7/1/10, 10/15/10  
payments for vision examinations; 13 CSR 40-91.040; 10/15/10  
provision of adoption services; 13 CSR 40-38.020; 7/1/10, 10/15/10

#### **FERTILIZER LAW**

guaranteed analysis when tonnage inspection fee is based on product constituent; 6 CSR 250-11.042; 5/17/10, 10/1/10  
inspection fee on manipulated animal or vegetable manure fertilizers; 6 CSR 250-11.041; 5/17/10, 10/1/10

#### **FINANCE, DIVISION OF**

advertising; 20 CSR 1140-30.070; 5/17/10, 10/15/10  
annual report; 20 CSR 1140-30.300; 5/17/10, 10/15/10  
annual report of mortgage brokerage activity and mortgage servicing activity; 20 CSR 1140-30.050; 5/17/10, 10/15/10  
authorized advance fees and escrow requirements; 20 CSR 1140-30.280; 5/17/10, 10/15/10  
bonding requirements; 20 CSR 1140-30.310; 5/17/10, 10/15/10  
challenges to information submitted to NMLSR; 20 CSR 1140-30.230; 5/17/10, 10/15/10  
change in business activities; 20 CSR 1140-30.250; 5/17/10, 10/15/10  
commitment and closing practices; 20 CSR 1140-30.110; 5/17/10, 10/15/10  
definitions  
20 CSR 1140-30.010; 5/17/10, 10/15/10  
20 CSR 1140-30.200; 5/17/10, 10/15/10

exempt list; 20 CSR 1140-30.320; 5/17/10, 10/15/10  
exemption guidelines; 20 CSR 1140-30.120; 5/17/10, 10/15/10  
full service office requirement; 20 CSR 1140-30.260; 5/17/10, 10/15/10  
general organization-residential mortgage board; 20 CSR 1140-31.010; 5/17/10, 10/15/10  
general practices; 20 CSR 1140-30.100; 5/17/10, 10/15/10  
in-state office waiver for servicers; 20 CSR 1140-30.290; 5/17/10, 10/15/10  
licensing; 20 CSR 1140-30.030; 5/17/10, 10/15/10  
licensing of mortgage loan originators; 20 CSR 1140-30.210; 5/17/10, 10/15/10  
loan application practices; 20 CSR 1140-30.090; 5/17/10, 10/15/10  
loan brokerage practices; 20 CSR 1140-30.080; 5/17/10, 10/15/10  
maintenance of records; 20 CSR 1140-30.270; 5/17/10, 10/15/10  
operations and supervision; 20 CSR 1140-30.040; 5/17/10, 10/15/10  
operations and supervision of residential mortgage loan brokers; 20 CSR 1140-30.240; 5/17/10, 10/15/10  
rules of procedure; 20 CSR 1140-31.020; 5/17/10, 10/15/10  
self-reporting requirements; 20 CSR 1140-30.220; 5/17/10, 10/15/10

#### **GAMING COMMISSION, MISSOURI**

##### **bingo**

advertising; 11 CSR 45-30.020; 9/1/10  
approval of bingo paraphernalia; 11 CSR 45-30.540; 9/1/10  
bingo card; 11 CSR 45-30.035; 9/1/10  
bingo promotions; 11 CSR 45-30.025; 9/1/10  
change of day and/or time of bingo occasion; 11 CSR 45-30.225; 9/1/10  
electronic bingo card monitoring devices; 11 CSR 45-30.600; 9/1/10  
game operation definitions; 11 CSR 45-30.205; 9/1/10  
organization (operator) record-keeping requirements; 11 CSR 45-30.175; 9/1/10  
penalties; 11 CSR 45-30.535; 9/1/10  
regular bingo license; 11 CSR 45-30.070; 9/1/10  
reports; 11 CSR 45-30.210; 9/1/10  
rules of play; 11 CSR 45-30.190; 9/1/10  
sale of pull-tab cards by bingo licensees; 11 CSR 45-30.355; 9/1/10  
special bingo games; 11 CSR 45-30.030; 9/1/10  
definitions; 11 CSR 45-1.090; 9/1/10  
licenses, restrictions on licenses, licensing authority of the executive director, and other definitions; 11 CSR 45-4.020; 9/1/10  
minimum internal control standards—standard M; 11 CSR 45-9.113; 8/2/10  
minimum internal control standards—standard N; 11 CSR 45-9.114; 8/2/10  
minimum internal control standards—standard O; 11 CSR 45-9.115; 7/1/10  
minimum internal control standards—standard R; 11 CSR 45-9.118; 8/2/10  
minimum standards for blackjack; 11 CSR 45-5.051; 9/1/10  
organization and administration; 11 CSR 45-1.010; 8/2/10  
payout percentage for table games and progressive table games; 11 CSR 45-5.075; 9/1/10  
progressive slot machines; 11 CSR 45-5.200; 9/1/10  
progressive table games; 11 CSR 45-5.300; 9/1/10

#### **HEALING ARTS, STATE BOARD OF**

collaborative practice; 20 CSR 2150-5.100; 6/1/10, 10/1/10  
request for waiver; 20 CSR 2150-7.136; 10/1/09

#### **HIGHWAY SAFETY DIVISION**

breath alcohol ignition interlock device certification and operational requirements  
definitions; 7 CSR 60-2.010; 5/17/10, 10/15/10  
standards and specifications; 7 CSR 60-2.030; 5/17/10, 10/15/10

**HIGHWAYS AND TRANSPORTATION COMMISSION**

description, organization, and information; 7 CSR 10-1.010;  
3/15/10, 8/16/10

rest areas

commission responsibilities and requirements; 7 CSR 10-16.035; 8/16/10

definitions; 7 CSR 10-16.020; 8/16/10

eligibility criteria; 7 CSR 10-16.030; 8/16/10

general information; 7 CSR 10-16.010; 8/16/10

licensee responsibilities and requirements; 7 CSR 10-16.045;  
8/16/10

publication vending machine specifications; 7 CSR 10-16.040;  
8/16/10

public information; 7 CSR 10-16.025; 8/16/10

publisher responsibilities and requirements; 7 CSR 10-16.050;  
8/16/10

skill performance evaluation certificates for commercial drivers; 7  
CSR 10-25.010; 8/2/10, 8/16/10, 10/1/10

**HOUSING DEVELOPMENT COMMISSION, MISSOURI**

additional Missouri low income housing tax credit requirements;  
4 CSR 170-6.200; 7/1/10

adjusted gross income; 4 CSR 170-2.010; 7/1/10

approval and reservation process; 4 CSR 170-5.300; 7/1/10

approved mortgagor

4 CSR 170-3.010; 7/1/10

4 CSR 170-3.200; 7/1/10

application; 4 CSR 170-5.200; 7/1/10

application and notification process; 4 CSR 170-5.030; 7/1/10

compliance requirements; 4 CSR 170-5.050; 7/1/10

compliance requirements and recapture; 4 CSR 170-5.500; 7/1/10

criteria for eligibility statement

4 CSR 170-6.010; 7/1/10

4 CSR 170-6.100; 7/1/10

definitions

4 CSR 170-3.100; 7/1/10

4 CSR 170-4.100; 7/1/10

4 CSR 170-5.010; 7/1/10

financial reporting and compliance requirements for approved mort-  
gagors; 4 CSR 170-4.300; 7/1/10

income limitations; 4 CSR 170-2.100; 7/1/10

introduction; 4 CSR 170-5.100; 7/1/10

issuance of the tax credit

4 CSR 170-5.040; 7/1/10

4 CSR 170-5.400; 7/1/10

preparation of application; 4 CSR 170-5.020; 7/1/10

rules and limitations on earnings, dividends, and other distributions  
by approved mortgagors; 4 CSR 170-4.200; 7/1/10

supervision of mortgagors and sponsors; 4 CSR 170-4.010; 7/1/10

**INSURANCE**

life, annuities and health

offer of coverage for prosthetic devices and services; 20 CSR  
400-2.180; 10/15/10

property and casualty

cancellation and nonrenewal of automobile insurance; 20 CSR  
500-2.300; 5/3/10, 9/1/10

financial regulation; 20 CSR 500-10.200; 5/17/10

**LABOR AND INDUSTRIAL RELATIONS**

labor standards

occupational titles of work descriptions; 8 CSR 30-3.060;  
10/1/10

Missouri Commission on Human Rights

complainant's testimony at hearing; 8 CSR 60-4.045; 5/17/10,  
9/1/10

cost of travel to hearing; 8 CSR 60-4.040; 5/17/10, 9/1/10

**MATERNAL, CHILD AND FAMILY HEALTH**

payments for vision examinations; 19 CSR 40-11.010; 10/15/10

**MENTAL HEALTH, DEPARTMENT OF**

admission criteria; 9 CSR 30-4.042; 4/15/10, 8/16/10

client records of a community psychiatric rehabilitation program;

9 CSR 30-4.035; 4/15/10, 8/16/10

governing authority and program administration; 9 CSR 10-7.090;  
4/15/10, 8/16/10

intensive community psychiatric rehabilitation; 9 CSR 30-4.045;  
7/15/10

personnel and staff development; 9 CSR 10-4.034; 6/15/10

**MO HEALTHNET**

ambulance service reimbursement allowance; 13 CSR 70-3.200;  
5/3/10, 10/1/10

computation of provider overpayment by statistical sampling; 13 CSR  
70-3.130; 9/1/10

direct deposit of provider reimbursement; 13 CSR 71-3.140; 7/1/10

electronic submission of MO HealthNet claims and electronic remit-  
tance advices; 13 CSR 70-3.160; 7/1/10

federal reimbursement allowance (FRA); 13 CSR 70-15.110; 8/2/10

home health-care services; 13 CSR 70-90.010; 5/3/10, 10/1/10

inpatient hospital services reimbursement plan; outpatient hospital  
services reimbursement methodology; 13 CSR 70-15.010;  
8/2/10

insure Missouri; 13 CSR 70-4.120; 2/15/08

personal care assistance; 13 CSR 70-91.030; 7/15/10

pharmacy reimbursement allowance; 13 CSR 70-20.320; 8/2/10

prospective reimbursement plan for HIV nursing facility services; 13  
CSR 70-10.080; 4/15/10, 8/2/10

prospective reimbursement plan for nursing facility services; 13 CSR  
70-10.015; 4/15/10, 8/2/10

title XIX provider enrollment; 13 CSR 70-3.020; 7/1/10

**MISSOURI CONSOLIDATED HEALTH CARE PLAN**

public entity membership

coordination of benefits; 22 CSR 10-3.070; 8/2/10

state membership

coordination of benefits; 22 CSR 10-2.070; 8/2/10

**NURSING, STATE BOARD OF**

advanced practice nurse; 20 CSR 2200-4.100; 6/1/10, 10/1/10

advanced practice registered nurse; 20 CSR 2200-4.100; 6/1/10,  
10/1/10

collaborative practice; 20 CSR 2200-4.200; 6/1/10, 10/1/10

**OCCUPATIONAL THERAPY, MISSOURI BOARD OF**

continuing competency requirements; 20 CSR 2205-5.010; 9/1/10

fees; 20 CSR 2205-1.050; 5/15/09

**OPTOMETRY, STATE BOARD OF**

license renewal; 20 CSR 2210-2.030; 10/1/10

**POLICE COMMISSIONERS, BOARD OF**

St. Louis

administration and command of the private security section;  
17 CSR 20-3.015; 6/1/10, 9/15/10

authority; 17 CSR 20-3.065; 6/1/10, 9/15/10

complaint/disciplinary procedures; 17 CSR 20-3.125; 6/1/10,  
9/15/10

definitions; 17 CSR 20-3.025; 6/1/10, 9/15/10

drug testing; 17 CSR 20-3.135; 6/1/10, 9/15/10

duties; 17 CSR 20-3.075; 6/1/10, 9/15/10

equipment; 17 CSR 20-3.095; 6/1/10, 9/15/10

field inspection; 17 CSR 20-3.115; 6/1/10, 9/15/10

licensing; 17 CSR 20-3.035; 6/1/10, 9/15/10

personnel records and fees; 17 CSR 20-3.045; 6/1/10, 9/15/10

training; 17 CSR 20-3.055; 6/1/10, 9/15/10

uniforms; 17 CSR 20-3.085; 6/1/10, 9/15/10

weapons; 17 CSR 20-3.105; 6/1/10, 9/15/10

**PHARMACY, STATE BOARD OF**

definitions; 20 CSR 2220-2.005; 10/15/10

**PUBLIC DEFENDER, OFFICE OF STATE**

definition of eligible cases; 18 CSR 10-2.010; 8/16/10

**PUBLIC SAFETY, DEPARTMENT OF**

Missouri State Water Patrol

filing requirements; 11 CSR 80-5.010; 2/17/09

**PUBLIC SERVICE COMMISSION**

complaints; 4 CSR 240-2.070; 5/3/10, 9/15/10

electric utility renewable energy standard filing requirements; 4 CSR 240-3.156; 2/16/10, 8/16/10

electric utility renewable energy standard requirements; 4 CSR 240-20.100; 2/16/10, 8/16/10

**RECORDS MANAGEMENT**

Missouri historical records advisory board (MHRAB) regrant program administration; 15 CSR 30-45.040; 5/3/10, 8/16/10

**RETIREMENT SYSTEMS**

county employees' retirement fund, the

certifying service and compensation; 16 CSR 50-2.050; 7/15/10

creditable service; 16 CSR 50-3.010; 7/15/10

definitions; 16 CSR 50-2.010; 7/15/10

employee contributions; 16 CSR 50-2.020; 7/15/10

eligibility and participation; 16 CSR 50-2.030; 7/15/10

rehires; 16 CSR 50-2.110; 7/15/10

public school retirement system of Missouri, the

membership service credit

16 CSR 10-4.010; 9/1/10

16 CSR 10-6.040; 9/1/10

service retirement; 16 CSR 10-5.010; 9/1/10

**SAFE DRINKING WATER COMMISSION**

acceptable and alternate procedures for analyses; 10 CSR 60-5.010; 5/17/10

consumer confidence reports; 10 CSR 60-8.030; 5/17/10

ground water rule monitoring and treatment technique requirements; 10 CSR 60-4.025; 5/17/10

public notification of conditions affecting a public water supply; 10 CSR 60-8.010; 5/17/10

reporting requirements; 10 CSR 60-7.010; 5/17/10

requirements for maintaining public water system records; 10 CSR 60-9.010; 5/17/10

**SECURITIES**

applications for registration or notice filings; 15 CSR 30-51.020; 10/15/10

definitions; 15 CSR 30-50.010; 10/15/10

examination requirement; 15 CSR 30-51.030; 10/15/10

supervision guidelines for investment advisers; 15 CSR 30-51.173; 10/15/10

**SOCIAL WORKERS, STATE COMMITTEE OF**

acceptable supervisors and supervisor responsibilities; 20 CSR 2263-2.031; 9/15/10

application for licensure as a social worker; 20 CSR 2263-2.050; 9/15/10

provisional licenses; 20 CSR 2263-2.045; 9/15/10

**SOIL AND WATER DISTRICTS COMMISSION**

allocation of funds; 10 CSR 70-5.010; 2/1/10

application and eligibility for funds; 10 CSR 70-5.020; 9/1/09

apportionment of funds; 10 CSR 70-5.010; 9/1/09

commission administration of the cost-share program; 10 CSR 70-5.060; 9/1/09, 2/1/10

conservation equipment incentive program; 10 CSR 70-9.010; 9/15/08

cost-share rates and reimbursement procedures; 10 CSR 70-5.040; 9/1/09, 2/1/10

definitions; 10 CSR 70-4.010; 2/1/10

design, layout and construction of proposed practices; operation and maintenance; 10 CSR 70-5.030; 9/1/09

district administration of the cost-share program; 10 CSR 70-5.050; 9/1/09, 2/1/10

**TAX**

dealer licensure

license requirements for auctions, dealers, franchisors, and manufacturers; 12 CSR 10-26.020; 9/15/10

driver license bureau rules

back of driver license, permits, and nondriver license; 12 CSR 10-24.430; 8/2/10

boater identification indicator on driver or nondriver license; 12 CSR 10-24.480; 8/2/10

commercial driver license requirements/exemptions; 12 CSR 10-24.305; 9/15/10

permanent disability indicator on driver or nondriver license; 12 CSR 10-24.485; 8/2/10

income tax

reciprocal agreements with other states for tax refund offsets; 12 CSR 10-2.250; 7/15/10

sales or use

assignments and bankruptcies; 12 CSR 10-3.130; 9/1/10

billing; 12 CSR 10-3.542; 10/15/10

caterers or concessionaires; 12 CSR 10-3.406; 9/15/10

cigarette and other tobacco products sales; 12 CSR 10-3.428; 10/1/10

cities or counties may impose sales tax on domestic utilities; 12 CSR 10-3.333; 9/15/10

collection of tax on vehicles; 12 CSR 10-3.444; 10/1/10

construction materials; 12 CSR 10-3.388; 9/15/10

core deposits; 12 CSR 10-3.146; 9/1/10

delivery of the sale for resale exemption certificate; 12 CSR 10-3.534; 10/15/10

determination of timeliness; 12 CSR 10-3.506; 10/15/10

diplomatic exemptions

acknowledgement and procedure for requesting; 12 CSR 10-3.832; 4/1/10, 8/2/10

records to be kept by sellers as evidence of exempt sales; 12 CSR 10-3.830; 4/1/10, 8/2/10

direct pay agreement; 12 CSR 10-3.856; 10/15/10

extensions granted; 12 CSR 10-3.504; 10/15/10

federal manufacturer's excise tax; 12 CSR 10-3.126; 9/1/10

filing of liens; 12 CSR 10-3.585; 10/15/10

florists; 12 CSR 10-3.288; 9/1/10

handicraft items made by senior citizens; 12 CSR 10-3.431; 10/1/10

information required to be filed by not-for-profit organizations applying for a sales tax exemption letter; 12 CSR 10-3.870; 10/15/10

interdepartmental transfers; 12 CSR 10-3.140; 9/1/10

interest and discounts are additional; 12 CSR 10-3.556; 10/15/10

jeopardy assessment; 12 CSR 10-3.565; 10/15/10

leased departments or space; 12 CSR 10-3.118; 9/1/10

lessors-renters included; 12 CSR 10-3.228; 9/1/10

manufactured homes; 12 CSR 10-3.436; 10/1/10

misuse of sales tax data by cities; 12 CSR 10-3.490; 10/1/10

motor vehicle and trailer defined; 12 CSR 10-3.434; 10/1/10

motor vehicle leasing companies; 12 CSR 10-3.446; 10/1/10

motor vehicle leasing divisions; 12 CSR 10-3.443; 10/1/10

movies, records, and soundtracks; 12 CSR 10-3.350; 9/15/10

multistate statutes; 12 CSR 10-3.194; 9/1/10

newspaper defined; 12 CSR 10-3.112; 9/1/10

nonreturnable containers; 12 CSR 10-3.196; 9/1/10

paper towels, sales slips; 12 CSR 10-3.204; 9/1/10

pipeline pumping equipment; 12 CSR 10-3.354; 9/15/10

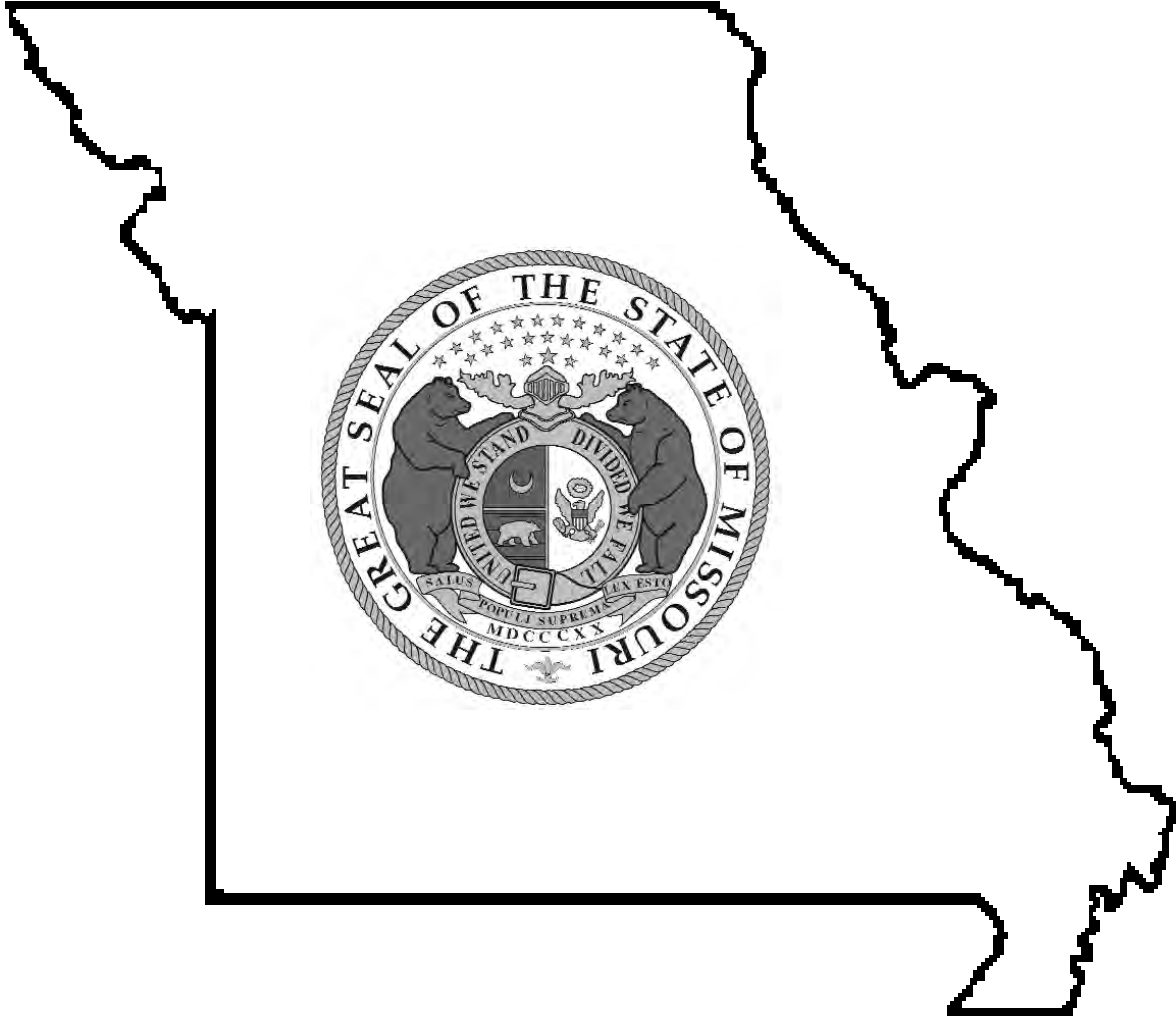
purchaser's promise to accrue and pay; 12 CSR 10-3.522; 10/15/10

purchaser's responsibilities; 12 CSR 10-3.134; 9/1/10

quarter-monthly period reporting and remitting sales tax; 12  
CSR 10-3.626; 10/15/10  
realty; 12 CSR 10-3.330; 9/15/10  
recording devices; 12 CSR 10-3.352; 9/15/10  
repossessed tangible personal property; 12 CSR 10-3.264;  
9/1/10  
returnable containers; 12 CSR 10-3.198; 9/1/10  
review of assessments by the administrative hearing commis-  
sion; 12 CSR 10-3.620; 10/15/10  
rural water districts; 12 CSR 10-3.376; 9/15/10  
sale of ice; 12 CSR 10-3.052; 10/1/10  
sales made to and by exempt organizations; 12 CSR 10-3.382;  
9/15/10  
sales of aircraft; 12 CSR 10-3.426; 10/1/10  
sales tax on vending machine sales; 12 CSR 10-3.862;  
10/15/10  
sales to foreign diplomats; 12 CSR 10-3.249; 4/1/10, 8/2/10  
sales to national banks and other financial institutions; 12  
CSR 10-3.266; 9/1/10  
seller retains collection from purchaser; 12 CSR 10-3.498;  
10/15/10  
seller's responsibilities; 12 CSR 10-3.192; 9/1/10  
seller's responsibility for collection and remittance of tax; 12  
CSR 10-3.536; 10/15/10  
seller timely payment payment discount; 12 CSR 10-3.496;  
10/1/10  
tangible personal property mounted on motor vehicles; 12  
CSR 10-3.438; 10/1/10  
veterinary transactions; 12 CSR 10-103.390; 5/3/10, 9/1/10  
yearbook sales; 12 CSR 10-3.414; 9/15/10

# RULEMAKING 1-2-3

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